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TITLE 3—THE PRESIDENT EXECUTIVE ORDER 10001

PRESCRIBING OR AMENDING PORTIONS OF THE SELECTIVE SERVICE REGULATIONS AND DI- RECTING THE SELECTION OF PERSONS FOR INDUCTION INTO THE ARMED FORCES AND THEIR INDUCTION

By virtue of the authority vested in me by Title I of the Selective Service Act of 1948, approved June 24, 1948 (62 Stat. 604) it is ordered as follows:

1. I hereby prescribe the following portions of the regulations governing the administration of Title I of the said Act, which shall constitute portions of Parts 628, 629, 631, 632, 641, and 642 of Chapter VI of Title 32 of the Code of Federal Regulations, such regulations to be known as the Selective Service Regulations:

PART 628—PHYSICAL EXAMINATION

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MEDICAL INTERVIEW BY LOCAL BOARD

§ 628.1 *Purpose of medical interview.* A medical interview of certain registrants by the medical advisor to the local board shall be accomplished for the pur-

pose of screening at the local board those registrants who may have certain specified physical or mental conditions which disqualify them for service in the armed forces.

§ 628.2 *Registrants to be given medical interview.* (a) When the local board is of the opinion that a registrant who is in a class available for service has one or more of the obvious defects or manifest conditions listed in Part 629 of this chapter it shall order the registrant to present himself for medical interview at a specified time and place by mailing to such registrant a Notice to Registrant to Appear for Medical Interview (SSS Form No. 220)

(b) When a registrant who is in a class available for service claims that he has one or more of the obvious defects or manifest conditions listed in Part 629 of this chapter the local board shall order him to present himself for interview with the medical advisor to the local board at the time and place specified by the local board by mailing to such registrant a Notice to Registrant to Appear for Medical Interview (SSS Form No. 220)

(c) When, because of a physical or mental condition, a registrant is unable to personally present himself for medical interview, a reputable physician may file an affidavit, or an authorized representative of a Federal or State agency may file an official statement with the local board, stating (1) the character of the condition or defect, (2) that the physician has personal professional knowledge thereof, or that the representative has official knowledge thereof, and (3) that the registrant is unable to personally present himself for medical interview due to the character of the defect or condition. The local board shall refer such affidavit or official statement which it receives to the medical advisor to the local board for review.

§ 628.3 *Duties of medical advisor to local board.* (a) When the registrant is referred to the medical advisor to the local board for medical interview, the medical advisor shall make only such examination as he deems is necessary to determine whether the registrant has one or more of the disqualifying defects or conditions listed in Part 629 of this chapter. No laboratory or X-ray work shall be authorized but reports of labora-

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tory or X-ray work performed previously and presented by the registrant may be given consideration by the medical advisor. It shall be the duty of the registrant to present himself to the medical advisor to the local board at the time and place designated and to submit to examination.

(b) The medical advisor to the local board shall (1) give each registrant who presents himself for medical interview such examination as he deems necessary, or (2) review each affidavit of a reputable physician or official statement of a representative of a Federal or State agency referred to him by the local board. From such examination or review, the medical advisor to the local board shall determine whether the registrant has one or more of the defects or conditions listed in Part 629 of this chapter and shall record his findings in item 20 of Section II of the Record of Induction (NME Form No. 47).

§ 628.4 *Duties of local board.* (a) When no medical advisor to the local

board is available, the local board, to the extent that it is capable of doing so, shall make the examination, review, and finding provided for in § 628.3.

(b) When a registrant is ordered to appear for medical interview the local board shall:

(1) Prepare an original and two copies of the Record of Induction (NME Form No. 47) completing Section I and item 19 of Section II thereof, and send the original and both copies to the medical advisor to the local board for completion of item 20 of Section II after the medical interview; and

(2) Enter under "Minutes of Actions by Local Board and Appeal Board" on the Classification Questionnaire (SSS Form No. 100) the date the Notice to Registrant to Appear for Medical Interview (SSS Form No. 220) was mailed to the registrant and the date upon which he is ordered to appear.

(c) After completion of the medical interview the local board shall determine, after considering the findings and recommendations of the medical advisor to the local board, whether or not to order the registrant to report for armed forces physical examination. The local board shall enter the date of the medical interview in column 7 of the Classification Record (SSS Form No. 102).

(d) If the local board determines that the registrant has a physical or mental condition listed in Part 629 of this chapter which disqualifies him for service in the armed forces, the following action shall be taken:

(1) The local board shall file the original of the Record of Induction (NME Form No. 47) in the registrant's Cover Sheet (SSS Form No. 101) and forward the two copies of the Record of Induction (NME Form No. 47) to the State Director of Selective Service who shall forward one copy to the Surgeon General, Department of the Army, Washington, D. C., and retain one copy.

(2) The local board shall review the classification of the registrant and if it finds under the provisions of Part 622 of this chapter that he should be placed in some other class, reopen his classification and classify him anew and mail him a Notice of Classification (SSS Form No. 110).

(3) The local board shall cancel any Order to Report for Armed Forces Physical Examination (SSS Form No. 223) which it has mailed to the registrant and advise him in writing of such cancellation.

(4) The local board shall note in column 4 of the Physical Examination List (SSS Form No. 225), if the registrant's name appears thereon, the fact that he has been found disqualified for service in the armed forces and also the classification in which he has been retained or placed.

(e) If the local board determines that the registrant does not have a physical or mental condition listed in Part 629 of this chapter which disqualifies him for service in the armed forces, or if the local board has any doubt concerning the existence of any such condition, the local board shall order the registrant to report for armed forces physical examination as provided in § 628.11.

§ 628.5 *Transfer for medical interview.* (a) Any registrant who has received a Notice to Registrant to Appear for Medical Interview (SSS Form No. 220) and who is so far from his own local board that presenting himself to the medical advisor to his local board would be a hardship may file a written request with the local board having jurisdiction of the area in which he is at that time located for his transfer for medical interview to that local board. The local board with which the request for transfer for medical interview is filed shall forward the request to the registrant's own local board.

(b) Upon receiving such request for transfer for medical interview the registrant's own local board shall forward the original and two copies of the Record of Induction (NME Form No. 47), after completing Section I and item 19 of Section II thereof, to the local board of transfer and shall enter under "Minutes of Actions by Local Board and Appeal Board" on the Classification Questionnaire (SSS Form No. 100) the date such forms were forwarded and the designation of the local board of transfer.

(c) The local board of transfer shall arrange for the medical interview of the registrant and on completion shall return the original and both copies of the Record of Induction (NME Form No. 47) to the registrant's own local board which shall take the further action required by paragraphs (c), (d), and (e) of § 628.4.

ARMED FORCES PHYSICAL EXAMINATION

§ 628.10 *Who will be examined.* Every registrant, before he is ordered to report for induction, shall be given an armed forces physical examination under the provisions of this part unless he is a delinquent.

§ 628.11 *Order to report for armed forces physical examination.* (a) In accordance with instructions of the Director of Selective Service, the State Director of Selective Service shall periodically issue to each local board in his State a directive specifying the number of registrants to be delivered for armed forces physical examination and the time and place fixed for such delivery.

(b) In complying with such directive, the local board shall mail an Order to Report for Armed Forces Physical Examination (SSS Form No. 223) to registrants who have been classified in Class I-A and Class I-A-O without regard to whether the registrants have requested or will request a personal appearance before the local board and without regard to whether an appeal has been or will be taken. The local board in complying with such directive shall, so far as is practicable, select and order to report for armed forces physical examination such registrants in the order of their liability for service.

(c) The local board may also mail an Order to Report for Armed Forces Physical Examination (SSS Form No. 223) to any registrant (1) who is classified in a class other than Class I-A or Class I-A-O if it determines that his induction may shortly occur, or (2) when directed to do so by the Director of Selective Service or the State Director of Selective Service.

(d) At the time the local board prepares the original Order to Report for Armed Forces Physical Examination (SSS Form No. 223) it shall make a copy of such form and shall file the copy in the registrant's Cover Sheet (SSS Form No. 101)

§ 628.12 *Postponement of armed forces physical examination.* The issuance of an Order to Report for Armed Forces Physical Examination (SSS Form No. 223) may be delayed or the forwarding of a registrant under such an order may be postponed to the same extent and in the same manner as provided in § 632.2 of this chapter with reference to an Order to Report for Induction (SSS Form No. 252) *Provided*, that any such delay or postponement under the provisions of this section shall terminate whenever the local board determines that the induction of the registrant is imminent, in which event the local board shall order the registrant to report for armed forces physical examination.

§ 628.13 *Preparing records for a group ordered to report for armed forces physical examination.* (a) As soon as the local board has mailed orders to report for armed forces physical examination to all registrants who are to appear for such examination at a particular time and place it shall:

(1) Prepare in quintuplicate a Physical Examination List (SSS Form No. 225) completing thereon the entries in columns (1) (2) and (3) for each such registrant.

(2) Prepare in triplicate the Record of Induction (NME Form No. 47) by completing Section I and item 19 of Section II thereof for each such registrant for whom such form has not previously been completed.

(3) Assemble and attach to the registrant's Record of Induction (NME Form No. 47) any information in the possession of the local board which should be considered by the armed forces in determining the acceptability of the registrant for military service.

(b) Whenever a registrant referred to in paragraph (a) of this section is transferred to another local board for armed forces physical examination, a notation of such transfer shall be made in column 5 of the Physical Examination List (SSS Form No. 225) and all of the other records of such registrant prepared in the manner provided in paragraph (a) of this section shall be transmitted to the local board to which such registrant is transferred for armed forces physical examination in the manner and at the time provided in § 628.14.

§ 628.14 *Transfer of registrants for physical examination.* (a) Any registrant who has received an Order to Report for Armed Forces Physical Examination (SSS Form No. 223) and who is so far from his own local board that reporting to his own local board would be a hardship may, subject to the provisions of this section, be transferred for armed forces physical examination to the local board having jurisdiction of the area in which he is at that time located.

(b) Any such registrant desiring to be so transferred shall immediately report to the local board having jurisdiction

of the area in which he is at that time located, present his Order to Report for Armed Forces Physical Examination (SSS Form No. 223) and complete, in quadruplicate, the request portion of Transfer for Armed Forces Physical Examination (SSS Form No. 222)

(c) The local board with which such registrant files such request shall investigate the circumstances of the registrant's absence from his own local board area. If it finds that he does not have a good reason for his absence, it shall endorse its disapproval upon his request, mail the original thereof to the registrant's own local board, mail a copy to the registrant, and file the remaining copies. Such registrant shall then be required to report in accordance with the Order to Report for Armed Forces Physical Examination (SSS Form No. 223) which he received from his own local board.

(d) If the local board with which the registrant files such request finds that he has a good reason for his absence from his own local board area and that he is so far from his own local board area that it would be a hardship for him to return to his own local board area for his armed forces physical examination, it shall endorse its approval upon his request, mail the original and one copy by air mail (unless ordinary mail is as expeditious) to the registrant's own local board, mail a copy to the registrant, and file the remaining copy.

(e) Immediately upon receiving the approved Transfer for Armed Forces Physical Examination (SSS Form No. 222) the registrant's own local board shall complete on the original thereof the order transferring the registrant for armed forces physical examination. It shall then mail the original of the Transfer for Armed Forces Physical Examination (SSS Form No. 222) to the local board to which the registrant is being transferred and shall file the copy in the registrant's Cover Sheet (SSS Form No. 101). It shall also mail to the local board to which the registrant is being transferred for armed forces physical examination, the original and two copies of the Report of Induction (NME Form No. 47) any information in the possession of the local board which should be considered by the armed forces in determining the acceptability of the registrant for military service, and any other records designated by the Director of Selective Service.

(f) The local board to which such registrant is transferred for armed forces physical examination, when it receives the papers from the registrant's own local board as provided in paragraph (e) of this section, shall prepare and mail to the registrant a new Order to Report for Armed Forces Physical Examination (SSS Form No. 223) and shall add the name of the registrant to its Physical Examination List (SSS Form No. 225) indicating in the "Remarks" column thereof that the registrant is a transfer from another local board.

(g) When the transferred registrant's examination has been completed or if he fails to report for such examination, the local board to which such registrant was transferred for armed forces physical examination shall forward all the pa-

pers with reference to such registrant to his own local board.

§ 628.15 *Transfer for armed forces physical examination directed by Director of Selective Service.* (a) The Director of Selective Service may direct that a particular registrant or a registrant who comes within a described group of registrants be transferred for armed forces physical examination to such local board or local boards as he shall designate.

(b) A registrant selected for armed forces physical examination shall be transferred for such examination to the local board having jurisdiction of the area in which he is at that time located whenever, from information in his file, it appears that the registrant is located in one and the registrant's own local board is located in another of the following: the continental United States, the Territory of Alaska, the Territory of Hawaii, Puerto Rico, or the Virgin Islands.

(c) To accomplish the transfer for armed forces physical examination, under paragraphs (a) or (b) of this section, the registrant's own local board shall complete the Transfer for Armed Forces Physical Examination (SSS Form No. 222) in duplicate by inserting the date, name, and present address of the registrant and the words "By direction of the Director of Selective Service" on the front of such form and by completing the second endorsement on the back of such form. The copy of the Transfer for Armed Forces Physical Examination (SSS Form No. 222) shall be filed in the registrant's Cover Sheet (SSS Form No. 101). The local board shall then forward the original of the Transfer for Armed Forces Physical Examination (SSS Form No. 222) the original and both copies of the Report of Induction (NME Form No. 47) any information in the possession of the local board which should be considered by the armed forces in determining the acceptability of the registrant for military service, and any other records designated by the Director of Selective Service, to the State Director of Selective Service of the State in which the registrant is located. The State Director of Selective Service of the State in which the registrant is located shall check such documents and insert thereon the name and address of the local board in his State to which the registrant is transferred for armed forces physical examination and forward the documents to such local board. The local board to which the registrant is transferred shall cause the registrant to be given an armed forces physical examination and shall take the actions provided for in paragraphs (f) and (g) of § 628.14.

§ 628.16 *Duty of registrant to report for and submit to armed forces physical examination.* (a) When the local board mails to a registrant an Order to Report for Armed Forces Physical Examination (SSS Form No. 223) it shall be the duty of the registrant to report for such examination at the time and place fixed in such order unless, after the date the Order to Report for Armed Forces Physical Examination (SSS Form No. 223) is mailed and prior to the time fixed therein for the registrant to report for his armed

forces physical examination, the local board cancels such Order to Report for Armed Forces Physical Examination (SSS Form No. 223) or postpones the time when such registrant shall so report and advises the registrant in writing of such cancellation or postponement.

(b) If the time when the registrant is ordered to report for armed forces physical examination is postponed, it shall be the duty of the registrant to report for armed forces physical examination upon the termination of such postponement and he shall report for armed forces physical examination at such time and place as may be fixed by the local board. Regardless of the time when or the circumstances under which a registrant fails to report for armed forces physical examination when it is his duty to do so, it shall thereafter be his continuing duty from day to day to report for armed forces physical examination to his local board and to each local board whose area he enters or in whose area he remains.

(c) Upon reporting for armed forces physical examination, it shall be the duty of the registrant (1) to follow the instructions of a member or clerk of the local board as to the manner in which he will be transported to the location where his armed forces physical examination will take place, (2) to obey the instructions of the leader or assistant leaders appointed for the group being forwarded for armed forces physical examination, (3) to appear for and submit to such examination as the commanding officer of the induction station shall direct, and (4) to follow the instructions of a member or clerk of the local board as to the manner in which he will be transported on his return trip from the place where his armed forces physical examination takes place.

§ 628.17 *Forwarding registrants for armed forces physical examination.* When the registrants who are to be forwarded for armed forces physical examination have assembled, the local board shall proceed as follows:

(a) The roll shall be called, using the previously prepared Physical Examination List (SSS Form No. 225) and any absence shall be recorded in the "Remarks" column.

(b) As each registrant's name is called he shall be observed by a member or clerk of the local board. If the member or clerk of the local board knows or sees a registrant who he believes may be disqualified for military service because of an obvious defect or manifest condition listed in Part 629 of this chapter, the registrant shall not be forwarded for armed forces physical examination on that day but shall be given a local board medical interview as provided in § 628.2 and if after such medical interview it is determined that the registrant is not disqualified he shall then be forwarded for an armed forces physical examination.

(c) A leader and assistant leaders shall be appointed and furnished with proper credentials.

(d) The leader shall be given the following in a sealed packet:

(1) The original and two copies of the Physical Examination List (SSS Form No. 225).

(2) For each registrant being forwarded, the original and two copies of the Record of Induction (NME Form No. 47) any information in the possession of the local board which should be considered by the armed forces in determining the acceptability of the registrant for military service, and any other records designated by the Director of Selective Service.

(e) When it is necessary, travel tickets or transportation requests, and meal and lodging requests for the group, both for the trip to the joint examining and induction station and for the return trip, shall be issued. The leader shall be instructed to deliver the sealed packet containing the original and two copies of the Physical Examination List (SSS Form No. 225), the originals and copies of the Record of Induction (NME Form No. 47) and other information to the commanding officer of the joint examining and induction station or his representative. He shall be instructed to return any unused portions of the transportation requests or any unused meal and lodging requests to the local board.

(f) The local board shall instruct all registrants in the group that it is their duty to obey the instructions of the leader and assistant leaders during the time they are going to and returning from the joint examining and induction station, that they will be met by proper representatives of the armed forces, that while they are at the joint examining and induction station, they will be subject to and must obey the orders of the representatives of the armed forces, that they must present themselves for and submit to such examination as the commanding officer of the joint examining and induction station shall direct, and that they will be returned to the local board when the examination is completed.

(g) The local board shall mail one copy of the Physical Examination List (SSS Form No. 225) to the State Director of Selective Service and shall file one copy.

ACTION TAKEN AFTER ARMED FORCES PHYSICAL EXAMINATION

§ 628.25 *Disposition of records.* (a) The commanding officer of the joint examining and induction station will forward to the local board the following documents concerning registrants forwarded for armed forces physical examination:

(1) For all registrants whether found acceptable or not acceptable for service in the armed forces, the original Physical Examination List (SSS Form No. 225) indicating in column 4 the disposition of each registrant forwarded for armed forces physical examination, and the original and one copy of Certificate of Acceptability (NME Form No. 62)

(2) For each registrant found acceptable for service in the armed forces, the original and both copies of the Record of Induction (NME Form No. 47), the original and both copies of the Report of Medical Examination (Standard Form

88) together with any X-ray films and the original and both copies of Report of Medical History (Standard Form 89)

(3) For each registrant found not acceptable for service in the armed forces, the original and one copy of the Record of Induction (NME Form No. 47) the original and one copy of the Report of Medical Examination (Standard Form 88) together with any X-ray films, and the original and one copy of the Report of Medical History (Standard Form 89).

(4) All other records forwarded by the local board.

(b) The commanding officer of the joint examining and induction station will retain one copy of the Physical Examination List (SSS Form No. 225) and send one copy of the Physical Examination List (SSS Form No. 225) to the State Director of Selective Service.

(c) For registrants found not acceptable for service in the armed forces, the commanding officer of the joint examining and induction station will retain one copy of the Record of Induction (NME Form No. 47), one copy of the Report of Medical Examination (Standard Form 88), and one copy of the Report of Medical History (Standard Form 89) for each such registrant.

(d) Upon receipt of the documents described in paragraph (a) of this section, the local board shall take the following actions:

(1) File the original Physical Examination List (SSS Form No. 225).

(2) When a Certificate of Acceptability (NME Form No. 62) indicates that a registrant has been found acceptable for military service or that a registrant has been found not acceptable for military service, the local board shall immediately mail the original of such certificate together with any attachments thereto to the registrant and shall record the date of mailing of such Certificate of Acceptability (NME Form No. 62) under "Minutes of Action by Local Board and Appeal Board" on the registrant's Classification Questionnaire (SSS Form No. 100).

(3) For each registrant found acceptable for military service, file the original and both copies of the Record of Induction (NME Form No. 47) the original and both copies of the Report of Medical Examination (Standard Form 88) together with any X-ray films, and the original and both copies of the Report of Medical History (Standard Form 89) in the registrant's Cover Sheet (SSS Form No. 101)

(4) For each registrant rejected, file the original of the Record of Induction (NME Form No. 47) the original of the Report of Medical Examination (Standard Form 88) together with any X-ray films, and the original of the Report of Medical History (Standard Form 89) in the registrant's Cover Sheet (SSS Form No. 101) and forward to the State Director of Selective Service one copy of each of the above forms which shall be retained by him.

§ 628.26 *Action when registrant's status not determined.* The joint examining and induction station will return the records of a registrant without determining his status when his records are in-

complete and will indicate on the Certificate of Acceptability (NME Form No. 62) of such registrant that his status has not been determined because his records were incomplete. In each such case the local board shall take the following action:

(a) If the Report of Medical Examination (Standard Form 88) and the Report of Medical History (Standard Form 89) have been completed, the local board shall secure and complete all the required records and send them, together with all records returned by the joint examining and induction station, to such station for final determination of the acceptability of the registrant.

(b) If the Report of Medical Examination (Standard Form 88) and the Report of Medical History (Standard Form 89) have not been completed the local board shall secure and complete all the required records and shall, on the next delivery date, return the registrant to the joint examining and induction station for further processing, together with all such completed records and all records which were previously returned by the joint examining and induction station.

PART 629—DISQUALIFYING OBVIOUS DEFECTS AND MANIFEST CONDITIONS

§ 629.1 *Alphabetical list of obvious defects and manifest conditions which disqualify for service in the armed forces.* The existence of one or more of the obvious defects or manifest conditions contained in the following alphabetical list shall disqualify a registrant for service in the armed forces if the functional ability of the registrant is impaired to the extent that he cannot perform military duties in a satisfactory manner:

Abdominal wall, sinuses of.
 Acromegaly.
 Acute disease, other than venereal (Reconsider after recovery).
 Addiction, drug, confirmed, to such a degree as to interfere with following a useful vocation in civil life.
 Addison's disease.
 Alcoholism, chronic, to such a degree as to interfere with following a useful vocation in civil life.
 Amputation of arm or leg, or complete or partial loss of hand or foot.
 Anemia, aplastic; pernicious.
 Aneurysm, of any vessel.
 Angina pectoris, true.
 Aphonia.
 Aplastic anemia.
 Arch, obliteration of transverse, associated with permanent flexion of toes (claw toes).
 Asthma, severe, obvious to medical advisor.
 Auditory canal, atresia of, or tumors of.
 Bladder, tumor of.
 Blindness, complete, both eyes.
 Bone, disease of any, or joint, healed with such resulting deformity or rigidity that function is impaired to a marked degree.
 Bone disease (suppurative periostitis, osteomyelitis, caries, or necrosis) of chest, including ribs, sternum, clavicles, scapulae, or vertebrae.
 Bone, tuberculosis of.
 Brain, hernia of.
 Brain, tumor of.
 Bronchus, tumor of, benign or malignant.
 Carcinoma, or other malignant tumor or disease of any organ or part of the body.
 Chest wall, unhealed sinuses of, following operation for empyema.
 Circulatory failure, evidenced by definite symptoms such as breathlessness, pain, and signs of congestive failure (engorged neck veins, enlarged liver, edema, as well as dyspnea).
 Clubfoot, of marked degree.
 Commitment, for insanity, or authentic history of medical treatment for insanity without commitment.
 Cornea, ulcer of, chronic.
 Coronary thrombosis and/or myocardial infarction, authenticated by electrocardiogram.
 Cyst, pilonidal, if evidenced by the presence of a tumor mass or discharging sinus.
 Deafness, complete, both ears.
 Deformities of marked degree which seriously interfere with function and weight-bearing power.
 Deformities of mouth, throat, and nose which interfere with mastication of ordinary food, with speech, or with breathing.
 Deformities of the skull in the nature of depressions, exostoses, severe.
 Deformities of skull of any degree associated with evidence of disease of the brain, spinal cord, or peripheral nerves.
 Dermatitis, herpetiformis, of long duration.
 Diabetes mellitus, confirmed.
 Disease, Addison's.
 Disease, Hodgkin's.
 Dislocations, old, unreduced, with rigidity, deformity, or dysfunction to a marked degree.
 Drug addiction, confirmed, to such a degree as to interfere with following a useful vocation in civil life.
 Elephantiasis, severe.
 Empyema, residual accumulation or unhealed sinuses of chest wall following operation for empyema.
 Endocarditis, confirmed.
 Epilepsy, positive certification of.
 Epispadias, when urine cannot be voided in such manner as to avoid soiling of clothing or surroundings, or when accompanied by evidence of chronic infection of the genito-urinary tract.
 Esophagus, stricture of, or other organic disease.
 Eye, loss of one (surgical or congenital).
 Eyelid or eyelids, deformity of, such as inversion or eversion of a degree that forcible closure fails to cover the eyeball or in which there is a resultant conjunctival inflammation, corneal irritation, or a restriction of rotation of the eyeball.
 Feet, flat, when accompanied by marked symptoms and deformity.
 Fever, rheumatic, acute, or verified history of single or recurrent attacks within previous two years.
 Fistula, abdominal wall, anal, osseous, post-operative, or urinary.
 Flat feet, when accompanied by marked symptoms and deformity.
 Fractures, healed, of vertebrae or pelvic bones with associated symptoms which have prevented the individual from following a useful vocation in civil life.
 Fracture, old, ununited.
 Fungoides, mycosis.
 Gigantism.
 Glaucoma.
 Goitre, simple, if enlargement is of such a degree as to interfere with the wearing of ordinary clothing.
 Goitre, toxic.
 Hallux valgus, if severe and associated with marked exostosis or bunion.
 Heart block (determined by electrocardiogram).
 Hemophilia.
 Hemaphroditism.
 Hernia, inguinal, which has descended into the scrotum; recurrent; post-operative; or ventral.
 Hernia of the brain.
 Hodgkin's Disease.

Hypospadias, when urine cannot be voided in such a manner as to avoid soiling of clothing or surroundings, or when accompanied by evidence of chronic infection of the genito-urinary tract.

Idiocy.

Imbecility.

Incontinence, urinary.

Insanity, with commitment, or with authentic medical history of treatment for insanity without commitment.

Jaws, diseases of, and associated structures which are irremediable or not easily remedied, or which incapacitate the individual in civil life. Extensive loss of oral tissue in an amount that would prevent replacement of missing teeth by a satisfactory denture.

Joint, disease of, healed, with such resulting deformity or rigidity that function is impaired to a marked degree.

Kidney, absence of one.

Kidney, tumor of.

Laryngeal paralysis, due to any cause.

Larynx, destructive lesions of.

Leprosy.

Leukemia.

Lobectomy.

Lungs, tumor of, benign or malignant.

Lupus vulgaris.

Lymph node, enlargement of, associated with leukemia or Hodgkin's Disease.

Lymphosarcoma.

Malignant disease or neoplasm of any organ or part of body.

Mastoiditis, chronic.

Mediastinum, tumor of, benign or malignant.

Metallic poisoning, except argyria.

Multiple sclerosis.

Muscle, paralysis of, or contracture which disturbs function to such a degree as to interfere with following a useful vocation in civil life.

Mutism.

Myocardial infarction, authenticated by electrocardiogram.

Neck, tumor of the thyroid, including enlarged lymph nodes and benign tumors, if the enlargement is of such a degree as to interfere with wearing of ordinary clothing.

Orbit, tumor of.

Osteomyelitis, active, of any bone or a substantiated history of osteomyelitis of any of the long bones of the extremities at any time.

Otitis media, chronic, suppurative.

Paralysis, laryngeal, due to any cause.

Paralysis, muscular, or contracture which disturbs function to such a degree as to interfere with following a useful vocation in civil life.

Paraplegia.

Parkinson's syndrome, marked.

Pemphigus, chronic.

Penis, amputation of, if the resulting stump is insufficient to permit normal function of micturition.

Peptic ulcer, active, if diagnosis is confirmed by X-ray or on surgical operation for same.

Pernicious anemia.

Perversion, sexual.

Pilonidal cyst, if evidenced by the presence of a tumor mass or discharging sinus.

Plantar warts, on weight-bearing areas.

Pleura, tumor of, benign or malignant.

Pleurisy, with effusion, which is to be considered of tuberculous origin if no other cause can be proved.

Pleurisy, tuberculous, with effusion.

Pleuritis, chronic, adhesive, of such extent as to interfere with respiratory function.

Pneumectomy.

Pulmonary tuberculosis, active within five years.

Purpura, thrombocytopenic.

Rheumatic fever, acute, or verified history of single or recurrent attacks within the previous two years.

Scars, extensive, deep, or adherent, that interfere with muscular movement or that show a tendency to break down and ulcerate.

Sclerosis, multiple.

Sex perversion.

Sinuses of the abdominal wall.

Skull, deformities of, in the nature of depressions or exostoses, severe.

Skull, deformities, of any degree associated with evidence of disease of the brain, spinal cord, or peripheral nerves.

Splenic enlargement associated with leukemia, Hodgkin's Disease, splenic anemia, or other disqualifying disease.

Stammering or stuttering, to such a degree as to prevent following of a useful vocation in civil life.

Strabismus, permanent and severe.

Stricture of urethra, severe.

Syphilis, cerebrospinal, cardiovascular, or visceral.

Testicle, tumor of.

Thumbs, loss of one or both.

Thrombocytopenic purpura.

Tracheostomy.

Trachoma.

Tuberculosis, active, of any part of the body.

Tuberculosis, pulmonary, active within five years.

Tumors of bladder, kidney, or testicle.

Tumor of brain.

Tumor, benign, of breast or of chest wall, of such size and location as to interfere with wearing ordinary clothing.

Tumor, benign or malignant, of trachea, bronchi, lungs, pleura, or mediastinum.

Tumor, malignant, of breast or chest wall.

Tumor of orbit.

Tumor of thyroid or other structures of neck, including enlarged lymph nodes and benign tumors of the neck, if the enlargement is of such degree as to interfere with the wearing of ordinary clothing.

Ulcer of cornea, chronic.

Ulcer, peptic, active, if diagnosis is confirmed by X-ray or on surgical operation for same.

Ulcers, of skin, chronic.

Urethra, stricture of, severe.

Warts, plantar, on weight-bearing areas.

PART 631—QUOTAS AND CALLS

- Sec.
- 631.1 Quotas and credits.
- 631.2 Determination of quotas, credits, and debits.
- 631.3 Determination of local board quotas, credits, and debits.
- 631.4 Calls by the Secretary of Defense.
- 631.5 Calls by the Director of Selective Service.
- 631.6 Calls by State Director of Selective Service.
- 631.7 Action by local board upon receipt of notice of call.

§ 631.1 *Quotas and credits.* Quotas of men to be inducted for training and service in the armed forces shall be determined for each State, Territory, possession, and the District of Columbia, and for subdivisions thereof, on the basis of the actual number of registrants classified in Class I-A and Class I-A-O who have been found acceptable for service in the armed forces. In fixing such quotas, credits shall be given for residents of such subdivisions who are serving on active duty in the armed forces on the date fixed for determining the quotas. After the quotas are fixed, credits shall be given in filling such quotas for residents of such subdivisions who subsequently enter upon active duty in the armed forces. Until the actual numbers necessary for determining the quotas are known, the quotas may be based on estimates, and subsequent adjustments

therein shall be made when such actual numbers are known.

§ 631.2 *Determination of quotas, credits, and debits.* (a) The Director of Selective Service shall determine the quotas, credits, and debits for the nation and for each State. Each State Director of Selective Service shall be required periodically to report the total number of registrants in the State and the number of registrants in the State who have been placed in Class I-A and Class I-A-O and have been found acceptable for service in the armed forces. Each State Director of Selective Service shall also periodically report the number of registrants inducted from his State on State Monthly Report of Deliveries, Inductions and Examinations (SSS Form No. 262).

(b) The armed forces will furnish to each State Director of Selective Service a Report of Home Address at Time of Last Entry into Service (NME Form No. 53) for each person who is on active duty and who reports his or her permanent residence as being located in that State. Each State Director of Selective Service will similarly receive a home address report for each person, whether a registrant or not, who is a resident of his State and who subsequently enters upon active duty in the armed forces other than by induction through a local board.

(c) When a person on active duty in the armed forces is separated from active duty status or is reported as being a deserter, the appropriate State Director of Selective Service will receive a report of separation from the armed forces for each such person.

(d) Each State Director of Selective Service shall report periodically to the Director of Selective Service on State Monthly Report of Deliveries, Inductions and Examinations (SSS Form No. 262) the number of Reports of Home Address at Time of Last Entry into Service (NME Form No. 53) and the number of reports of separation from the armed forces properly forwarded to him for crediting and debiting purposes in his State. Each State Director of Selective Service shall also compute and allocate the debits and credits for each local board in his State.

§ 631.3 *Determination of local board quotas, credits, and debits.* The State Director of Selective Service for each State shall determine the quotas, credits, and debits for each local board in his State. He shall from time to time call upon each local board to report the number of registrants in the local board, the number classified, and the number it has placed in Class I-A and Class I-A-O who have been found acceptable for service in the armed forces.

§ 631.4 *Calls by the Secretary of Defense.* The Secretary of Defense shall from time to time place with the Director of Selective Service a call or requisition for a specified number of men to be inducted into the armed forces. The Secretary of Defense shall present such calls or requisitions to the Director of Selective Service not less than 60 days prior to the period during which the delivery and induction of such men are to be accomplished.

§ 631.5 *Calls by the Director of Selective Service.* The Director of Selective Service shall, upon receipt of a call or requisition from the Secretary of Defense, allocate such call or requisition among the several States. The Director of Selective Service shall issue to the State Director of Selective Service of each State concerned a Notice of Call on State (SSS Form No. 200) for the number of men found acceptable for service in the armed forces allocated to each State. The Director of Selective Service shall send two copies of each such Notice of Call on State (SSS Form No. 200) to the Secretary of Defense.

§ 631.6 *Calls by State Director of Selective Service.* The State Director of Selective Service, upon receiving a Notice of Call on State (SSS Form No. 200) from the Director of Selective Service shall (a) allocate to the local boards concerned within his State the number of men which his State is called upon to furnish for service in the armed forces and (b) issue to each local board concerned a Notice of Call on Local Board (SSS Form No. 201) directing the local board to select and deliver for induction the number of men who have been found to be acceptable for service in the armed forces fixed in such Notice of Call on Local Board (SSS Form No. 201). The State Director of Selective Service shall send a copy of each Notice of Call on Local Board (SSS Form No. 201) to the Commanding General of the Army Area in which his State is located and a copy to the commanding officer of the joint examining and induction station to which the selected men are directed to report for induction.

§ 631.7 *Action by local board upon receipt of notice of call.* Each local board, upon receiving a Notice of Call on Local Board (SSS Form No. 201) from the State Director of Selective Service for a specified number of men shall select and order to report for induction the number of men required to fill the call from among its registrants who have been classified in Class I-A and Class I-A-O and who have been found acceptable for service in the armed forces, except that a registrant classified in Class I-A or Class I-A-O who is a delinquent may be selected and ordered to report for induction notwithstanding the fact that he has not been found acceptable for service in the armed forces. Such registrants shall be selected and ordered to report for induction in the order of their dates of birth with the oldest being selected first; *Provided*, that any such registrant who is a delinquent shall, regardless of his age, be selected and ordered to report for induction before any other registrant. When two or more such registrants have the same date of birth they shall, as among themselves, be selected in alphabetical order. The men so selected and ordered to report for induction shall be men to whom the local board has mailed a Certificate of Acceptability (NME Form No. 62) at least 21 days before the date fixed for induction; *Provided*, that a registrant classified in Class I-A or Class I-A-O who is a delinquent may be selected and ordered to report for induction to fill an

induction call notwithstanding the fact that he has not been mailed a Certificate of Acceptability (NME Form No. 62). Whenever the number of postponements of induction materially reduces the number of men the local board actually can deliver in response to a call, the local board shall issue orders to report for induction to such numbers of additional men as may be necessary to meet the call, taking into account the number of men to be delivered following the expiration of postponements previously granted.

PART 632—DELIVERY AND INDUCTION

GENERAL

- Sec.
632.1 Order to report for induction.
632.2 Postponement of induction; general.
632.3 Postponement of induction; high school students.
632.4 Postponement of induction; college students.
632.5 Preparing records for a group ordered to report for induction.

TRANSFER FOR INDUCTION

- 632.9 Certain registrants may request transfer for induction.
632.10 Transfer for induction directed by Director of Selective Service.

INDUCTION

- 632.14 Duty of registrant to report for and submit to induction.
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DISPOSITION OF RECORDS

- 632.20 Records returned to local board.
632.21 Disposition of other records by the armed forces.

RECLASSIFICATION

- 632.30 Classification of registrants inducted or rejected.
632.31 Registrants enlisted in the armed forces.

GENERAL

§ 632.1 *Order to report for induction.* Immediately upon determining which men are to report for induction, the local board shall prepare for each man an Order to Report for Induction (SSS Form No. 252) in duplicate. The date specified for reporting for induction shall be at least 10 days after the date on which the Order to Report for Induction (SSS Form No. 252) is mailed. The local board shall mail the original of the Order to Report for Induction (SSS Form No. 252) to the registrant and shall file the copy in his Cover Sheet (SSS Form No. 101).

§ 632.2 *Postponement of induction, general.* (a) In case of death of a member of the registrant's immediate family, extreme emergency involving a member of the registrant's immediate family, serious illness of the registrant, or other extreme emergency beyond the registrant's control, the local board may, after the Order to Report for Induction (SSS Form No. 252) has been issued, postpone the time when such registrant shall so report for a period not to exceed 60 days from the date of such postponement, subject, however, in cases of imperative necessity, to one further postponement for a period not to exceed 60 days; *And provided also,* That the Director of Selec-

tive Service or any State Director of Selective Service (as to registrants registered within his State) may, for a good cause, at any time prior to the issuance of an Order to Report for Induction (SSS Form No. 252) postpone the issuance of such order until such time as he may deem advisable, or the Director of Selective Service or any State Director of Selective Service (as to registrants registered within his State) may, for good cause, at any time after the issuance of an Order to Report for Induction (SSS Form No. 252), postpone the induction of a registrant until such time as he may deem advisable, and no registrant whose induction has been thus postponed shall be inducted into the armed forces during the period of any such postponement.

(b) The local board shall issue to each registrant whose induction is postponed a Postponement of Induction (SSS Form No. 264) shall mail a copy of such form to the State Director of Selective Service, and shall note the date of the granting of the postponement and the date of its expiration in the "Remarks" column of the Classification Record (SSS Form No. 102).

(c) Any period of postponement authorized in paragraph (a) of this section may be terminated before the date of its expiration when the issuing authority so directs and the registrant shall then report for induction at such time and place as may be fixed by the local board.

(d) A postponement of induction shall not render invalid the Order to Report for Induction (SSS Form No. 252) which has been issued to the registrant but shall operate only to postpone the reporting date and the registrant shall report on the new date without having issued to him a new Order to Report for Induction (SSS Form No. 252).

§ 632.3 *Postponement of induction, high school students.* (a) Any person who, while satisfactorily pursuing a full-time course of instruction at a high school or similar institution of learning, is ordered to report for induction prior to his graduation from such school or institution, shall, upon the facts being presented to the local board, have his induction postponed (1) until the time of his graduation therefrom, or (2) until he attains the twentieth anniversary of his birth, or (3) until he ceases satisfactorily to pursue such course of instruction, whichever is the earliest.

(b) The date of issuance and the date of expiration of any period of postponement authorized in paragraph (a) of this section shall be noted in the "Remarks" column of the Classification Record (SSS Form No. 102) the registrant shall be issued a Postponement of Induction (SSS Form No. 264) and a copy of such Postponement of Induction (SSS Form No. 264) shall be mailed to the State Director of Selective Service.

§ 632.4 *Postponement of induction; college students.* (a) Any person who, while satisfactorily pursuing a full-time course of instruction at a college, university, or similar institution of learning, is ordered to report for induction after the beginning and prior to the end of an academic year shall, upon the facts being

presented to the local board, have his induction postponed (1) until the end of such academic year, or (2) until he ceases satisfactorily to pursue such course of instruction, whichever is the earlier.

(b) The date of issuance and the date of expiration of any period of postponement authorized in paragraph (a) of this section shall be noted in the "Remarks" column of the Classification Record (SSS Form No. 102), the registrant shall be issued a Postponement of Induction (SSS Form No. 264), and a copy of such Postponement of Induction (SSS Form No. 264) shall be mailed to the State Director of Selective Service.

§ 632.5 *Preparing records for a group ordered to report for induction.* (a) As soon as the local board has mailed an Order to Report for Induction (SSS Form No. 252) to all registrants who are directed to report for induction at a particular time and place, it shall:

(1) Prepare in quintuplicate a Delivery List (SSS Form No. 261) completing thereon the entries in columns (1), (2), and (3) for each such registrant.

(2) Assemble and attach to each registrant's Record of Induction (NME Form No. 47) the Report of Medical Examination (Standard Form 88), the Report of Medical History (Standard Form 89) any X-ray films made at the time of the armed forces physical examination, any waiver of disqualification, any order terminating civil custody, and all other information bearing on the acceptability of the registrant for service in the armed forces.

(b) Whenever a registrant referred to in paragraph (a) of this section is transferred to another local board for induction, a notation of such transfer and the identity of the local board to which he is transferred shall be made in the "Remarks" column of the Delivery List (SSS Form No. 261). All of the records of such registrant prepared in the manner provided in subparagraph (2) of paragraph (a) of this section shall be transmitted to the local board to which such registrant is transferred for induction in the manner and at the time provided in § 632.9.

TRANSFER FOR INDUCTION

§ 632.9 *Certain registrants may request transfer for induction.* (a) Any registrant who is so far from his own local board that reporting to his own local board for induction would be a hardship may, subject to the provisions of this section, be transferred for induction to the local board having jurisdiction of the area in which he is at that time located. Application for such transfer may be made by the registrant at the time he receives his Order to Report for Induction (SSS Form No. 252).

(b) Any such registrant desiring to be so transferred shall immediately report to the local board having jurisdiction of the area in which he is at that time located, present his Order to Report for Induction (SSS Form No. 252), and complete, in quintuplicate, the request portion of Request for Transfer for Delivery (SSS Form No. 260).

(c) The local board with which such registrant files such request shall investigate the circumstances of the regis-

trant's absence from his own local board area. If it finds that he does not have a good reason for his absence, it shall endorse its disapproval upon his request, mail the original thereof to the registrant's own local board, mail a copy to the registrant, and file one of the remaining copies. Such registrant shall then be required to report in accordance with the Order to Report for Induction (SSS Form No. 252) of his own local board.

(d) If the local board with which the registrant files such request finds that he has a good reason for his absence from his own local board area and that he is so far from his own local board area that it would be a hardship for him to return to his own local board area for induction, it shall endorse its approval upon his request, mail the original and two copies by air mail (unless ordinary mail is as expeditious) to the registrant's own local board, mail a copy to the registrant, and file the remaining copy. When necessary for the accomplishment of the early induction of the registrant, the local board with which the registrant files his request may telegraph the registrant's own local board notifying it of the approval of the registrant's application for such transfer and requesting that the necessary records of the registrant be immediately forwarded to the local board of transfer. In such instances, the local board of transfer shall confirm the telegram by immediately mailing the original and two copies of the Request for Transfer for Delivery (SSS Form No. 260) with the endorsement of approval thereon, to the registrant's own local board.

(e) When the registrant's own local board receives the approved Request for Transfer for Delivery (SSS Form No. 260) or receives a telegraphic approval of a request for transfer as provided in paragraph (d) of this section, it shall:

(1) Immediately complete on the original of the Request for Transfer for Delivery (SSS Form No. 260) the order transferring the registrant for induction.

(2) Prepare in triplicate the Transfer for Delivery (SSS Form No. 263) and the Report of Delivery of Transferred Registrant (SSS Form No. 263-A)

(3) Mail one copy of the Request for Transfer for Delivery (SSS Form No. 260) together with one copy of the Transfer for Delivery (SSS Form No. 263) and one copy of the Report of Delivery of Transferred Registrant (SSS Form No. 263-A) to its State Director of Selective Service for his further action as provided in paragraph (i) of this section, and file the remaining copy of the Request for Transfer for Delivery (SSS Form No. 260) one copy of Transfer for Delivery (SSS Form No. 263) and one copy of Report of Delivery of Transferred Registrant (SSS Form No. 263-A) in the registrant's Cover Sheet (SSS Form No. 101)

(4) Mail the original of the Request for Transfer for Delivery (SSS Form No. 260) the original of the Transfer for Delivery (SSS Form No. 263) and the original of the Report of Delivery of Transferred Registrant (SSS Form No. 263-A) to the local board to which the registrant is being transferred for induction. In the event that the papers of

the registrant have not already been forwarded to the local board of transfer, the forms referred to above shall be accompanied by the original and two copies of the Record of Induction (NME Form No. 47), all the records referred to in subparagraph (2) of paragraph (a) of § 632.5, and any other records designated by the Director of Selective Service.

(f) When the local board to which such registrant is transferred for induction receives the papers from the registrant's own local board, as provided in paragraph (e) of this section, it shall proceed to deliver him for induction as soon as practicable after the date fixed for him to report for induction in the Order to Report for Induction (SSS Form No. 252) issued by his own local board. If possible, the transferred registrant shall be delivered for induction with the next call on the local board to which he has been transferred, but if there is to be no such call at an early date, it shall deliver such transferred registrant specially whenever the joint examining and induction station is receiving men. When the local board of transfer determines to deliver such transferred registrant specially, it shall notify its State Director of Selective Service and request that the necessary arrangements be made for the time and place at which such transferred registrant may be delivered specially. The local board to which such registrant has been transferred for induction shall prepare an Order for Transferred Man to Report for Induction (SSS Form No. 253) in duplicate, mail the original to the transferred registrant, and file the copy. The local board to which such registrant has been transferred for induction shall add the name of the registrant to its Delivery List (SSS Form No. 261) and shall make a notation of such transfer and the identity of the local board from which he is transferred in the "Remarks" column of the Delivery List (SSS Form No. 261)

(g) The local board to which such registrant has been transferred for induction shall not substitute the transferred registrant for one of its selected men, but shall deliver the transferred registrant in addition to any deliveries it otherwise would make to fill its own call.

(h) When the transferred registrant has been inducted or rejected or if he fails to report for induction, the local board to which such registrant was transferred for induction shall complete the Report of Delivery of Transferred Registrant (SSS Form No. 263-A) detach and forward it to the State Director of Selective Service for the State in which the local board of origin is located, and forward all papers with reference to such registrant, with the exception of the Delivery List (SSS Form No. 261), to his own local board.

(i) The State Director of Selective Service for the State in which the local board of origin is located shall, upon receipt from the local board of transfer of the completed Report of Delivery of Transferred Registrant (SSS Form No. 263-A), record the disposition of the transferred registrant upon his copy of Report of Delivery of Transferred Registrant (SSS Form No. 263-A) and forward

the original of the Report of Delivery of Transferred Registrant (SSS Form No. 263-A) to the local board of origin.

(j) The transferred registrant, if inducted, shall not be credited to the local board to which he was transferred for delivery, but shall be credited to his own local board.

§ 632.10 Transfer for induction directed by Director of Selective Service.

(a) The Director of Selective Service may direct that a particular registrant or a registrant who comes within a described group of registrants be transferred for induction to such local board or local boards as he shall designate.

(b) A registrant selected for induction shall be transferred for induction to the local board having jurisdiction of the area in which he is at that time located whenever, from information in his file, it appears that the registrant is located in one and the registrant's own local board is located in another of the following: The continental United States, the Territory of Alaska, the Territory of Hawaii, Puerto Rico, or the Virgin Islands of the United States.

(c) To accomplish the transfer for induction under paragraph (a) or (b) of this section, the registrant's own local board shall:

(1) Prepare in triplicate the Transfer for Delivery (SSS Form No. 263) and the Report of Delivery of Transferred Registrant (SSS Form No. 263-A).

(2) Complete in duplicate the Request for Transfer for Delivery (SSS Form No. 260) by inserting the name and present address of the registrant and the words "By direction of the Director of Selective Service" and by completing the second endorsement on such form.

(3) Mail one copy of the Request for Transfer for Delivery (SSS Form No. 260) together with one copy of the Transfer for Delivery (SSS Form No. 263) and one copy of the Report of Delivery of Transferred Registrant (SSS Form No. 263-A) to its State Director of Selective Service and file one copy of the Request for Transfer for Delivery (SSS Form No. 260), one copy of the Transfer for Delivery (SSS Form No. 263), and one copy of the Report of Delivery of Transferred Registrant (SSS Form No. 263-A) in the registrant's Cover Sheet (SSS Form No. 101).

(4) Mail the original of the Request for Transfer for Delivery (SSS Form No. 260), the original of the Transfer for Delivery (SSS Form No. 263) the original of the Report of Delivery of Transferred Registrant (SSS Form No. 263-A) together with the original and two copies of the Record of Induction (NME Form No. 47) the original and two copies of the Report of Medical Examination (Standard Form 83) together with X-ray film, and the original and two copies of the Report of Medical History (Standard Form 89) if the registrant has received an armed forces physical examination, all other documents referred to in paragraph (e) of § 632.9, and any other records designated by the Director of Selective Service to the State Director of Selective Service of the State in which the registrant is located.

(5) Place a notation of the transfer of the registrant in the "Remarks" col-

umn of the Classification Record (SSS Form No. 102)

(d) The State Director of Selective Service of the State in which the registrant is located shall check the documents received from the registrant's own local board and, if not already accomplished, insert thereon the name and address of the local board in his State to which the registrant is transferred for induction and forward the documents to such local board. Unless the transfer of the registrant for induction is cancelled under paragraph (e) of this section, the local board to which the registrant is transferred shall cause the registrant to be delivered for induction and shall take the other actions provided for in paragraphs (f) (g) and (h) of § 632.9, and the State Director of Selective Service for the State in which the registrant's own local board is located shall take the action provided for in paragraph (i) of § 632.9.

(e) A registrant transferred for induction under this section may within five days after the date on which the local board to which he has been so transferred has mailed to him an Order for Transferred Man to Report for Induction (SSS Form No. 253) file with such local board a written request to cancel his transfer for induction. Upon such a request being filed, such local board shall determine whether grave and unusual hardship will result to the registrant if he is not permitted to report to his own local board for induction and, if it so determines, shall cancel his transfer for induction. The local board shall record such determination on the Request for Transfer for Delivery (SSS Form No. 260) and the Transfer for Delivery (SSS Form No. 263) and shall notify the registrant of its determination by letter. If the local board determines to cancel the transfer for induction, it shall (1) cancel the Order for Transferred Man to Report for Induction (SSS Form No. 253) which it mailed to the registrant, and (2) return the Request for Transfer for Delivery (SSS Form No. 260) and all other documents concerning such registrant to his local board through the State Director of Selective Service for the State in which the registrant's local board is located. Upon receipt of such documents, the registrant's own local board shall order the registrant to report to it for induction in the usual manner.

INDUCTION

§ 632.14 *Duty of registrant to report for and submit to induction.* (a) When the local board mails to a registrant an Order to Report for Induction (SSS Form No. 252) it shall be the duty of the registrant to report for induction at the time and place fixed in such order. If the time when the registrant is ordered to report for induction is postponed, it shall be the continuing duty of the registrant to report for induction upon the termination of such postponement and he shall report for induction at such time and place as may be fixed by the local board. Regardless of the time when or the circumstances under which a registrant fails to report for induction when it is his duty to do so, it

shall thereafter be his continuing duty from day to day to report for induction to his local board and to each local board whose area he enters or in whose area he remains.

(b) Upon reporting for induction, it shall be the duty of the registrant (1) to follow the instructions of a member or clerk of the local board as to the manner in which he shall be transported to the location where his induction will be accomplished, (2) to obey the instructions of the leader or assistant leaders appointed for the group being forwarded for induction, (3) to appear at the place where his induction will be accomplished, (4) to obey the orders of the representatives of the armed forces while at the place where his induction will be accomplished, (5) to submit to induction, and (6) if he is not accepted by the armed forces, to follow the instructions of the representatives of the armed forces as to the manner in which he will be transported on his return trip to the local board.

§ 632.15 *Forwarding registrants for induction.* When the registrants who are to be forwarded for induction have assembled, the local board shall proceed as follows:

(a) The roll shall be called, using the previously prepared Delivery List (SSS Form No. 261) and noting any absences thereon in the "Remarks" column. If any registrant fails to report for delivery, fails to report at the place of induction, is transferred to another local board for delivery, or is rejected, the local board shall not furnish a replacement for such registrant.

(b) A leader and assistant leaders shall be appointed and each given a completed Appointment of Leader or Assistant Leader (SSS Form No. 340). Leaders and assistant leaders shall have such authority as is necessary to deliver the group to the place of induction.

(c) The leader shall be given the following in a sealed packet:

(1) The original and two copies of the Delivery List (SSS Form No. 261)

(2) For each registrant being forwarded, the original and two copies of the Record of Induction (NME Form No. 47) all other records referred to in subparagraph (2) of paragraph (a) of § 632.5, and any other records designated by the Director of Selective Service.

(d) When it is necessary, travel tickets or transportation requests, and meal and lodging requests for the group, covering their trip to the place of induction, shall be issued. The leader shall be instructed to deliver the sealed packet containing the original and two copies of the Delivery List (SSS Form No. 261) the originals and copies of the Record of Induction (NME Form No. 47) and all other information concerning the registrants in the group to the commanding officer of the induction station or to his representative.

(e) The local board shall inform all registrants in the group that it is their duty to obey the instructions of the leader or assistant leaders during the time they are going to the place of induction; that they will be met by proper representatives of the armed forces at

the place of induction; that while they are at the place of induction they will be subject to and must obey the orders of the representatives of the armed forces; that they must present themselves for and submit to induction; that, if they are rejected, the representatives of the armed forces will, to the extent prescribed by the regulations of the armed forces, provide transportation and subsistence for their return trip.

(f) The local board shall mail one copy of the Delivery List (SSS Form No. 261) to State Director of Selective Service and shall file one copy.

§ 632.16 *Induction.* At the induction station, the selected men who have been forwarded for induction and found acceptable will be inducted into the armed forces.

DISPOSITION OF RECORDS

§ 632.20 *Records returned to local board.* (a) The commanding officer of the induction station will return to the local board the following documents concerning registrants forwarded for induction:

(1) The original Delivery List (SSS Form No. 261) indicating under column 4 the disposition of each registrant forwarded for induction.

(2) For each registrant inducted, a copy of Record of Induction (NME Form No. 47) a copy of Report of Medical Examination (Standard Form 88), a copy of Report of Medical History (Standard Form 89) and any previous records of induction and reports of medical examination submitted.

(3) For registrants not inducted, the original Record of Induction (NME Form No. 47) the original Report of Medical Examination (Standard Form 88) together with any X-ray film, and the original Report of Medical History (Standard Form 89)

(b) Upon receipt of the documents described in paragraph (a) of this section, the local board shall take the following action:

(1) File the original Delivery List (SSS Form No. 261)

(2) File the copy of Record of Induction (NME Form No. 47), the copy of Report of Medical Examination (Standard Form 88), and the copy of Report of Medical History (Standard Form 89) in the Cover Sheet (SSS Form No. 101) for each registrant inducted.

(3) File the original of the Record of Induction (NME Form No. 47), the original of Report of Medical Examination (Standard Form 88) together with any X-ray film, and the original of the Report of Medical History (Standard Form 89) in the Cover Sheet (SSS Form No. 101) for each registrant rejected.

§ 632.21 *Disposition of other records by the armed forces.* The commanding officer of the induction station will dispose of the documents described below concerning registrants forwarded for induction as follows:

(a) For registrants inducted, retain the original and one copy of the Record of Induction (NME Form No. 47), the original and one copy of the Report of Medical Examination (Standard Form 88) together with any X-ray film, and

the original and one copy of the Report of Medical History (Standard Form 89),

(b) For registrants rejected, retain one copy of the Record of Induction (NME Form No. 47), one copy of the Report of Medical Examination (Standard Form 88) and one copy of the Record of Medical History (Standard Form 89)

(c) For registrants rejected, forward one copy of the Record of Induction (NME Form No. 47), one copy of the Report of Medical Examination (Standard Form 88) and one copy of the Report of Medical History (Standard Form 89) to the State Director of Selective Service.

(d) Retain one copy of the Delivery List (SSS Form No. 261).

(e) Forward one copy of the Delivery List (SSS Form No. 261) to the State Director of Selective Service.

RECLASSIFICATION

§ 632.30 *Classification of registrants inducted or rejected.* Upon receiving notice from the induction station that a selected man who has been forwarded for induction has been inducted or rejected, the local board shall reopen his classification and classify him anew.

§ 632.31 *Registrants enlisted in the armed forces.* When the local board receives official information showing that a registrant has enlisted in the armed forces, it shall reopen his classification and classify him anew.

PART 641—NOTICE

- Sec.
641.1 Notice of requirements of selective service law.
641.2 Failure to take notice.
641.3 Communication by mail.
641.5 Classification Record (SSS Form No. 102).
641.6 Computation of time.

§ 641.1 *Notice of requirements of selective service law.* Every person shall be deemed to have notice of the requirements of Title I of the Selective Service Act of 1948 upon publication by the President of a proclamation or other public notice fixing a time for any registration. This provision shall apply not only to registrants but to all other persons.

§ 641.2 *Failure to take notice.* (a) If a registrant or a person required to present himself for and submit to registration fails to perform any duty prescribed by the selective service law, or directions given pursuant thereto, within the required time, he shall be liable to fine and imprisonment under section 12 of the Selective Service Act of 1948.

(b) If a registrant or any other person concerned fails to claim and exercise any right or privilege within the required time, he shall be deemed to have waived the right or privilege.

§ 641.3 *Communication by mail.* It shall be the duty of each registrant to keep his local board advised at all times of the address where mail will reach him. The mailing of any order, notice, or blank form by the local board to a registrant at the address last reported by him to the local board shall constitute notice to him of the contents of the com-

munication, whether he actually receives it or not.

§ 641.5 *Classification Record (SSS Form No. 102).* The Classification Record (SSS Form No. 102) shall be open to the public at the local board office. It shall be the duty of each registrant to keep himself informed of his status, and any entry concerning him on the Classification Record (SSS Form No. 102) shall constitute due legal notice thereof to him and to all other interested persons.

§ 641.6 *Computation of time.* The period of days allowed a registrant or other person to perform any act or duty required of him shall be counted as beginning on the day following that on which the notice to him is posted or mailed.

PART 642—DELINQUENTS

GENERAL

- Sec.
642.1 Regulations governing delinquents.
642.2 Continuing duty.
642.3 Compliance with procedures of this part not condition precedent to prosecution.

CLASSIFICATION AND INDUCTION OF DELINQUENTS

- 642.11 Registration and classification of unregistered delinquent.
642.12 Classification of registrant delinquent.
642.13 Certain delinquents to be ordered to report for induction.
642.14 Personal appearance, reopening, and appeal.
642.15 Continuous duty of certain registrants to report for induction.

DELIVERY OF DELINQUENT REGISTRANTS

- 642.21 Procedure.

MENT IN CUSTODY

- 642.31 Completing records of man liable for training and service.
642.32 Obligation of man in custody, confinement, or imprisonment.
642.33 Obligation of man after release from custody, confinement, or imprisonment.

RECORDS AND REPORTS OF DELINQUENTS

- 642.41 Report of delinquent to United States Attorney.
642.42 Local board action subsequent to reporting a delinquent to United States Attorney.
642.43 United States Attorney to advise final disposition.
642.44 Local board record of delinquents.
642.45 Confirmation of record of delinquents.
642.46 State record of delinquents.

GENERAL

§ 642.1 *Regulations governing delinquents.* Delinquents, as defined in § 602.4 of this chapter shall be governed by the provisions of this part and such other provisions of the Selective Service Regulations as are not in conflict therewith.

§ 642.2 *Continuing duty.* When it becomes the duty of a registrant or other person to perform an act or furnish information to a local board or other office or agency of the Selective Service System, the duty or obligation shall be a continuing duty or obligation from day to day and the failure to properly perform the act or the supplying of incorrect or false information shall in no way

operate as a waiver of that continuing duty.

§ 642.3 *Compliance with procedures of this part not condition precedent to prosecution.* Compliance by a local board or any other agency of the Selective Service System with any or all of the procedures prescribed by the regulations in this part is not a condition precedent to the prosecution of any person under the provisions of section 12 of the Selective Service Act of 1948.

CLASSIFICATION AND INDUCTION OF DELINQUENTS

§ 642.11 *Registration and classification of unregistered delinquent.* When a delinquent who has not registered reports or is brought before a local board, he shall be registered and the local board at which he registers shall enter on line 2 of his Registration Card (SSS Form No. 1) an address within the jurisdiction of such local board. As soon as possible after his registration, the local board shall classify him as provided in § 642.12.

§ 642.12 *Classification of registrant delinquent.* Any delinquent registrant between the ages of 19 and 26 may be classified in or reclassified into Class I-A or Class I-A-O, whichever is applicable, regardless of other circumstances: *Provided*, that a delinquent registrant in Class I-C who, after completion of any period of active service in the armed forces of the United States under the provisions of the Selective Service Act of 1948, has been separated from the armed forces or transferred to a reserve component thereof may not be classified in or reclassified into Class I-A or Class I-A-O under this section unless his classification out of Class I-C is specifically authorized by the Director of Selective Service.

§ 642.13 *Certain delinquents to be ordered to report for induction.* (a) The local board shall order each delinquent registrant between the ages of 19 and 26 who is classified in or reclassified into Class I-A or Class I-A-O to report for induction in the manner provided in § 631.7 of this chapter unless (1) it has already done so, or (2) pursuant to a written request of the United States Attorney, the local board determines not to order such registrant to report for induction.

§ 642.14 *Personal appearance, reopening, and appeal.* (a) When a delinquent registrant is classified in or reclassified into Class I-A or Class I-A-O under the provisions of this part, a personal appearance may be requested and shall be granted under the same circumstances as in any other case.

(b) The classification of a delinquent registrant who is classified in or reclassified into Class I-A or Class I-A-O under the provisions of this part may be reopened at any time before induction in the discretion of the local board without regard to the restrictions against reopening prescribed in § 625.2 of this chapter.

(c) When a delinquent registrant is classified in or reclassified into Class I-A or Class I-A-O under the provisions of this part, an appeal may be taken under

the same circumstances and by the same persons as in any other case.

§ 642.15 *Continuous duty of certain registrants to report for induction.* Regardless of the time when or the circumstances under which a registrant fails or has failed to report for induction pursuant to an Order to Report for Induction (SSS Form No. 252) or pursuant to an Order for Transferred Man to Report for Induction (SSS Form No. 253) it shall thereafter be his continuing duty from day to day to report for induction to his own local board, and to each local board whose area he enters or in whose area he remains.

DELIVERY OF DELINQUENT REGISTRANTS

§ 642.21 *Procedure.* (a) If a delinquent registrant reports to or is brought before a local board other than his own local board, the local board to which he reports or before which he is brought shall advise his own local board by telegram or other expeditious means that the delinquent has reported to or has been brought before such local board and that he will be inducted if it is satisfactory to his own local board. The registrant's own local board shall reply by telegram or other expeditious means.

(b) If the registrant's own local board advises or if it is ascertained from the United States Department of Justice that the registrant is delinquent because he has failed to respond to an Order to Report for Induction (SSS Form No. 252) or an Order for Transferred Man to Report for Induction (SSS Form No. 253), the delinquent shall be delivered for induction and the local board to which the registrant has reported or before which he has been brought shall prepare such papers as may be necessary in order to effect such induction and forward copies thereof to the registrant's own local board. The induction of such a registrant shall be reported to the registrant's own local board in the same manner as if the registrant had been transferred for delivery to the local board from which such registrant was inducted.

(c) If the registrant's own local board advises that no Order to Report for Induction (SSS Form No. 252) or Order for Transferred Man to Report for Induction (SSS Form No. 253) has been issued to such registrant or that the registrant is no longer a delinquent, it shall advise the local board before which the registrant has appeared or has been brought of the action to be taken with reference to such registrant.

MEN IN CUSTODY

§ 642.31 *Completing records of man liable for training and service.* (a) Provided they are required and have not already been accomplished, the following steps shall be taken in connection with every man who has registered or who is required to register under the provisions of Title I of the Selective Service Act of 1948 immediately upon his reporting to or being brought before a local board or immediately upon his being taken into custody or his being placed in confinement:

(1) He shall be registered; *Provided*, that any law enforcement official or any

other authorized person may act as registrar.

(2) He shall complete his Classification Questionnaire (SSS Form No. 100)

(3) He shall complete his Special Form for Conscientious Objector (SSS Form No. 150) when applicable.

(4) He shall complete all other necessary forms.

(5) He may be physically examined.

(b) If such a man is unable or refuses to fill out any form in the manner required by paragraph (a) of this section, such form shall be filled out by a member or clerk of a local board or the superintendent, warden, or other law enforcement official from information gained by interviewing the delinquent and from other sources.

(c) If the signature of such man is required upon any form after it is filled out and he is unable or refuses to sign his name or make his mark upon any such form, a member or clerk of a local board or the superintendent, warden, or other law enforcement official shall sign such man's name and indicate that he has done so by signing his own name beneath the name of such man. The act of a member or clerk of a local board, or of the superintendent, warden, or other law enforcement official in so doing shall have the same force and effect as if such man had signed his name to such form.

§ 642.32 *Obligation of man in custody, confinement, or imprisonment.* No man is relieved from complying with the selective service law during the time he is in custody, confinement, or imprisonment. He shall perform the duties and shall be accorded the rights and privileges of all registrants.

§ 642.33 *Obligation of man after release from custody, confinement or imprisonment.* When a man is released from custody, confinement, or imprisonment, he shall immediately advise his local board of that fact and shall perform the duties and be accorded the rights and privileges of all registrants. This applies equally to a man taken into custody, confined, or imprisoned for a violation of the selective service law and to a man taken into custody, confined, or imprisoned for any other cause.

RECORDS AND REPORTS OF DELINQUENTS

§ 642.41 *Report of delinquent to United States Attorney.* (a) Every registrant who fails to comply with an Order to Report for Induction (SSS Form No. 252) or an Order for Transferred Man to Report for Induction (SSS Form No. 253) shall be reported promptly to the United States Attorney on Delinquent Registrant Report (SSS Form No. 301) provided, that if the local board believes by reasonable effort it may be able to locate the registrant and secure his compliance, it may delay the mailing of such Delinquent Registrant Report (SSS Form No. 301) for a period not in excess of 30 days. A copy of such Delinquent Registrant Report (SSS Form No. 301) shall be placed in the delinquent's Cover Sheet (SSS Form No. 101)

(b) In endeavoring to locate and to secure the compliance of a delinquent prior to reporting him to the United

States Attorney, the local board should contact the delinquent and the "employer" or "person who will always know" the delinquent's address, as shown on the Registration Card (SSS Form No. 1) or any other person likely to know his whereabouts. The local board may enlist the aid of local and State police officials or any other public or private agencies it deems advisable. In no event shall the local board order or participate in the arrest of a delinquent.

(c) Whenever the local board suspects a person, other than one of its own registrants, of being a delinquent, it shall, upon its own motion or upon request of the United States Attorney, advise such person by letter that he is suspected of being a delinquent and directing him to submit to the local board evidence concerning his selective service status. It shall be the duty of the person to whom such a letter is mailed to present such evidence to the local board and, if directed to do so, to appear personally before the local board. Unless the local board is convinced that such person is not delinquent, it shall report the facts to the United States Attorney by letter.

§ 642.42 *Local Board action subsequent to reporting a delinquent to United States Attorney.* (a) After a delinquent has been reported to the United States Attorney, it is the responsibility of the United States Attorney to determine, subject to the supervision and direction of the Attorney General, whether the delinquent shall be prosecuted. Before permitting such a delinquent to be inducted, the local board should obtain the views of the United States Attorney concerning such action.

(b) After a delinquent has been reported to the United States Attorney, the local board shall promptly advise the United States Attorney by letter when:

(1) The local board receives any additional information which (i) may be of assistance in locating the delinquent, (ii) has been requested by the United States Attorney, or (iii) may assist the United States Attorney in determining whether prosecution is warranted; or

(2) The local board has taken any action with reference to the classification or status of the registrant.

§ 642.43 *United States Attorney to advise final disposition.* The State Director of Selective Service shall request the United States Attorney to advise the local board concerned promptly by letter when he finally disposes of a case which has been reported to him on Delinquent Registrant Report (SSS Form No. 301).

§ 642.44 *Local Board record of delinquents.* (a) The local board shall open and maintain a Record of Delinquents (SSS Form No. 302), listing thereon all currently delinquent registrants between the ages of 19 and 26. A person suspected of being an unregistered delinquent shall not be entered upon such report unless and until his registration has been accomplished. On the last day of each month the local board shall forward two copies of the Record of Delinquents (SSS Form No. 302) to the State Director of Selective Service and two

copies to the United States Attorney having jurisdiction over the area in which such local board is located.

(b) On the last day of each month the local board shall post a copy of the current Record of Delinquents (SSS Form No. 302) on its bulletin board. The aid of the press and radio should be solicited to give the widest possible publicity to delinquencies.

§ 642.45 *Confirmation of record of delinquents.* The State Director of Selective Service shall request the United States Attorney to prepare, as of the 10th day of each month, a letter, in duplicate, either confirming the Record of Delinquents (SSS Form No. 302) which was forwarded to him by the local board on the last day of the previous month or specifically setting forth discrepancies therein and to forward the original thereof to the local board concerned and a copy to the State Director of Selective Service.

§ 642.46 *State record of delinquents.* The State Director of Selective Service shall prepare a Summary of Delinquencies (SSS Form No. 303) on or before the 15th day of each month and forward one copy to the Director of Selective Service, Washington, D. C.

2. I hereby prescribe the following amendments of the Selective Service Regulations prescribed by Executive Order No. 9988 of August 20, 1948, and constituting portions of Chapter VI of Title 32 of the Code of Federal Regulations:

(a) Section 622.3 of Part 622, *Classification Rules and Principles*, is amended to read as follows:

"§ 622.3 *Subclasses.* The five main classes are further divided into subclasses as follows:

CLASS I

- Class I-A: Available for military service.
Class I-A-O: Conscientious objector available for noncombatant service only.
Class I-C: Member of the armed forces of the United States, the Coast Guard, the Coast and Geodetic Survey or the Public Health Service, and certain registrants separated therefrom.
Class I-D: Member of reserve component or student taking military training.

CLASS II

- Class II-A: Deferred because of civilian employment (except agriculture).
Class II-C: Deferred because of employment in agriculture.

CLASS III

- Class III-A: Deferred because of dependents.

CLASS IV

- Class IV-A: Registrant who has completed service; sole surviving son.
Class IV-B: Official deferred by law.
Class IV-C: Aliens.
Class IV-D: Minister of religion or divinity student.
Class IV-E: Conscientious objector opposed to both combatant and noncombatant military service.
Class IV-F: Physically, mentally or morally unfit.

CLASS V

- Class V-A: Registrant over the age of liability for military service."

(b) Section 624.3 of Part 624, *Appearance Before Local Board*, is amended to read as follows:

"§ 624.3 *Induction postponed.* A registrant shall not be inducted during the period afforded him to appear in person before a member or members of the local board, and if the registrant requests a personal appearance he shall not be inducted until 10 days after the Notice of Classification (SSS Form No. 110) is mailed to him by the local board, as provided in paragraph (d) of § 642.2."

3. At such time or times as he deems expedient, the Secretary of Defense shall make or cause to be made timely requisition upon the Director of Selective Service for such number of persons selected under Title I of the Selective Service Act of 1948 and the regulations issued pursuant thereto as may be required to provide and maintain the personnel strengths (other than one-year enlistee personnel strengths) of the respective armed forces within the limits authorized by section 2 of Title I of the said Act, and shall induct such persons into the armed forces of the United States.

4. In the manner provided by Title I of the Selective Service Act of 1948 and the regulations issued pursuant thereto, the Director of Selective Service shall direct and supervise the selection of such numbers of persons as in his judgment are likely to be required from time to time to meet the requisitions made pursuant to paragraph 3 hereof, and shall make or cause to be made available for induction into the armed forces of the

United States a sufficient number of men so selected to fill such requisitions.

HARRY S. TRUMAN

THE WHITE HOUSE,
September 17 1948.

[P. R. Doc. 42-8473; Filed, Sept. 17, 1948; 12:55 p. m.]

EXECUTIVE ORDER 10002

EXEMPTION OF LAWRENCE M. LAWSON FROM COMPULSORY RETIREMENT FOR AGE

NOTE: Executive Order 10002, which exempts Lawrence M. Lawson, United States Commissioner on the International Boundary and Water Commission (formerly International Boundary Commission) United States and Mexico, from compulsory retirement for age, was filed with the Division of the Federal Register, on Sept. 17, 1948, at 12:55 p. m. as P. R. Doc. 42-8474.

TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

REDESIGNATION OF SECTIONS

EDITORIAL NOTE: In order to adjust the numbering of Part 802 to the system which will be followed in the Code of Federal Regulations, 1949 Edition, certain sections are redesignated as follows:

Old section designation	New section designation	Determination
§62.14n	§62.13	Determination of Fair and Reasonable Wage Rates for Persons Employed in the Production, Cultivation, or Harvesting of the 1948 Crop of Sugar Beets in California.
§62.15c	§62.15	Determination of Normal Yields of Commercially Recoverable Sugar Per Acre for Sugar Beets (Revised).
§62.16c	§62.16	Determination of Eligibility for Payment with Respect to Abandonment and Crop Deficiency for Farms in the Domestic Beet Sugar Area, Pursuant to Section 213 of the Sugar Act of 1937.
§62.24dd	§62.23	Determination of Fair and Reasonable Sugarcane Wage Rates in Florida During the Period July 1, 1948, to June 30, 1949.
§62.45a	§62.28	Determination of Normal Yields of Commercially Recoverable Sugar Per Acre and Eligibility for Payment with Respect to Abandonment and Crop Deficiency for Sugarcane Farms in Florida for 1947 and Subsequent Crop Years.
§62.41g	§62.41	Determination of Sugar Commercially Recoverable from Sugarcane in Puerto Rico.

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

[Tokay Grape Order 2]

PART 951—TOKAY GRAPES GROWN IN CALIFORNIA

LIMITATION OF DAILY SHIPMENTS

§ 951.303 *Tokay Grape Order 2—(a) Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 51, as amended (7 CFR, Cum. Supp., 951.1 et seq.), regulating the handling of Tokay grapes grown in the State of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the Industry Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of daily shipments of

Tokay grapes, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) *Order.* (1) During the period beginning at 12:01 a. m., California d. s. t., September 22, 1948, and ending at 12:01 a. m., California d. s. t., October 10, 1948:

(i) The daily shipments of grapes shall be limited in accordance with the provisions of section 5 of said amended marketing agreement and § 951.5 of said amended order; and

(ii) The total quantity of grapes advisable to be shipped each day shall be 149,175 standard packages or the equivalent quantity thereof.

(2) As used in this section, the terms "shipped," "shipments," "grapes," and "advisable" shall have the same meaning as when used in said amended marketing agreement and said amended order, and the term "standard packages" shall have the same meaning as set forth in § 951.101 of the rules and regulations (11 F. R. 11267) of the said Industry Committee. (48 Stat. 31, as amended, 7 U. S. C. 601 et seq., 7 CFR, Cum. Supp., 951.1 et seq.)

Done at Washington, D. C., this 17th day of September 1948.

[SEAL] S. R. SMITH,
Director Fruit and Vegetable
Branch, Production and Mar-
keting Administration.

[F. R. Doc. 48-8488; Filed, Sept. 20, 1948;
9:17 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Reg. Serial No. SR-327]

RENUMBERING AND RESCISSION OF PARTS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 14th day of September 1948.

Presently the Civil Air Regulations are numbered in accordance with a decimal system established by Part 99. In order to conform with Part 2 of the Federal Register Regulations, the Board is renumbering the Civil Air Regulations. This amendment therefore rescinds Part 99, and redesignates Parts 01, 02, 03, 04a, 04b, 06, and 09 as 1, 2, 3, 4a, 4b, 6, and 9. New or revised parts of the Civil Air Regulations will, when promulgated, use the numbering system established in Part 2 of the Federal Register Regulations (See §§ 2.31-2.44 (11 F. R. 9837-38))

Since parts of the Civil Air Regulations as now drafted set forth applicable definitions, Part 98, which is a generally applicable definition regulation, is no longer of any useful purpose, and it is hereby rescinded.

Since this regulation is procedural in nature and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and this regulation may be made effective without prior notice.

In consideration of the foregoing the Civil Aeronautics Board hereby makes and promulgates the following Special Civil Air Regulation effective September 14, 1948:

1. Parts 01, 02, 03, 04a, 04b, 06, and 09 (14 CFR Parts 01, 02, 03, 04a, 04b, 06, and 09) are hereby redesignated Parts 1, 2, 3, 4a, 4b, 6, and 9, respectively.

2. Parts 98 and 99 (14 CFR, Parts 98, 99) are hereby rescinded.

(Sec. 205 (a) 52 Stat. 984; 49 U. S. C. 425 (a))

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-8431; Filed, Sept. 20, 1948;
8:46 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

[Dept. Reg. OR19]

PART I—FUNCTIONS AND ORGANIZATIONS

MISCELLANEOUS AMENDMENTS

AUGUST 26, 1948.

Under authority contained in R. S. 161 (5 U. S. C. 22) and pursuant to section 3 of the Administrative Procedure Act of 1946 (60 Stat. 238) Title 22, Part 1, of the Code of Federal Regulations is amended as follows:

1. Section 1.110 is revised as follows:

§ 1.110 *Under Secretary of State—*
(a) *Purpose.* To advise and assist the Secretary in the formulation, determination, and execution of United States foreign policy.

(b) *Major functions.* The Under Secretary

(1) Serves as principal adviser to the Secretary and as Acting Secretary of State during his absence.

(2) Assists in providing policy direction to the American delegations to the United Nations and its affiliated agencies.

(3) Assists in directing the execution of policy-determinations affecting international conferences, congresses, and committees, in their consideration of methods whereby groups of nations may carry on activities cooperatively.

(4) Assists in directing Department relations with Congress in obtaining support of our foreign policy.

(5) Through a Coordinator of Foreign Aid and Assistance, directs the coordination of departmental planning and operations on foreign aid and assistance programs administered by the Economic Cooperation Administration or the Department of State.

(6) Through a Special Assistant, directs Departments operations relating to fisheries and wildlife.

(c) *Organization.* The Under Secretary is assisted by the Policy Planning Staff.

2. The introductory paragraph of paragraph (b) (b) (6) and (d) (1) of § 1.200 are amended to read as follows:

§ 1.200 *Assistant Secretary; occupied areas.* * * *

(b) *Major functions.* The office of the Assistant Secretary performs the following functions:

(6) Coordinates the development of policy with respect to the politico-military problems of the State, Army, Navy, and Air Force Departments.

(d) *Relations with other agencies.* The Assistant Secretary

(1) Maintains close relations with the Departments of the Army, Navy, and Air Force.

3. Section 1.310 is revised to read as follows:

§ 1.310 *Office of Intelligence Research—*(a) *Purpose.* Under the general direction of the Special Assistant for Research and Intelligence, to plan, develop, and implement an integrated intelligence-research program for the Department, and to coordinate it with those of other Federal agencies so that the Department will be provided with the intelligence concerning foreign countries necessary for the formulation and execution of United States foreign policy and so that the Security Council and Central Intelligence Agency will be provided with studies pertinent to the national security.

(b) *Major functions.* The Office performs the following functions:

(1) Plans and implements a Departmental intelligence-research program, including:

(i) Planning and coordinating regional and functional-research program, and organizing task groups as required for research projects.

(ii) Establishing priorities for individual research projects, and compiling and circulating periodic reports on the current status of Department intelligence projects.

(iii) Reviewing all intelligence-research reports and disseminating finished reports.

(iv) Promoting continuous, close, and informal relationships between its constituent divisions and the officials of the geographic, functional, and other offices of the Department, to encourage the exchange of information and to provide them with immediate and timely intelligence required for their operations.

(2) Provides positive intelligence research in regional and functional fields of study, and prepares or participates in the preparation of intelligence studies and spot intelligence for authorized recipients in the Department, the Central Intelligence Agency, and other Federal agencies.

(3) With the cooperation and consent of other offices engaged in research of any character, develops a joint program for the exchange of information, acceptance of common standards, sharing of facilities, issuance of joint progress reports, and coordination of research work throughout the Department.

(4) Through the Special Adviser on Geography, provides consultation and advice to the Department and other Federal agencies on geography and related matters.

(5) Arranges for the utilization of pertinent research facilities of other Federal agencies and non-Federal organizations.

(c) *Organization.* The Office consists of the office of Executive Officer; the Intelligence-Coordination Staff, which performs the functions of planning and reviewing; the office of the Special Adviser on Geography and the Division of Research for American Republics, Division of Research for Europe, Division of Research for Far East, Division of Research for Near East and Africa, and Division of International and Functional Intelligence.

(d) *Relations with other agencies.* The Office has relations:

(1) With the Departments of the Army, Navy, and Air Force, the Central Intelligence Agency, and other Federal agencies as may be required.

(2) With non-Federal organizations and individuals.

4. Paragraph (d) of § 1.510 is revised as follows:

§ 1.510 *Office of International Trade Policy.* * * *

(d) *Relations with other agencies.* The Office has relations:

(1) With the Department of Commerce, Agriculture, Treasury, Justice, and Labor; the National Military Establishment; the Federal Security Agency, and the Reconstruction Finance Corporation.

5. In § 1.1010 paragraph (b) (8) is amended and paragraph (b) (12) is added, as follows:

§ 1.1010 *Office of American Republic Affairs.* * * *

(b) *Major functions.* * * *

(8) Maintains close relationship with appropriate foreign diplomatic missions in the United States and at international conferences.

* * *

(12) Directs the administration of the Office and its division, including management, fiscal, personnel, and administrative services.

6. Paragraphs (b) (14), introductory paragraph (c) (3) (c) (4) and (d) of § 1.1110 are amended to read as follows:

§ 1.1110 *Office of European Affairs.* * * *

(b) *Major functions.* * * *

(14) Directs the administration of the Office and its divisions, including management, fiscal, personnel, and administrative services.

(c) *Organization.* The Office consists of the Special Assistants for Economic Affairs; Special Assistant for United Nations Affairs; Special Political-Relations Section; Policy-Information Section; Office of the Executive Officer; and the following: the Division of British Commonwealth Affairs, Division of Eastern European Affairs, Division of Central European Affairs, Division of Southern European Affairs; Division of Northern European Affairs, and Division of Western European Affairs.

* * *

(3) Special Political-Relations Section:

(i) Advises on highly confidential matters in the field of political movements and their international implications.

(ii) Prepares comprehensive studies and analyses of the political developments in foreign countries for submission to appropriate officials in the Department and abroad.

(4) Policy-Information Section:

(i) Evaluates and disseminates policy developments both in the area and throughout the world for transmission to appropriate officers of the Department and to Foreign Service establishments.

(ii) Advises the Office of International Information and the Office of Educational Exchange on informational policy aspects of their operations and keeps the Office informed on public information problems.

(iii) Keeps the Office of the Special Assistant to the Secretary for Press Relations and the Office of Public Affairs currently informed on developments.

(iv) Correlates the preparation of appropriate policy statements.

(v) Represents the Office on the Policy Information Committee.

(d) *Relations with other agencies.* The Office has relations:

(1) With the Departments of the Army, Navy, and Air Force, by participation on subcommittees of the State-Army-Navy-Air Force Coordinating Committee on policy matters concerning Europe and by direct contact with the Civil Affairs Division and the Plans and Operations Division of the Department of the Army.

(2) With other Federal agencies, concerning political aspects of their respective programs.

7. Paragraph (b) (13) is added to § 1.1130 and paragraph (d) is amended as follows:

§ 1.1130 *Office of Far Eastern Affairs.* * * *

(b) *Major functions.* * * *

(13) Directs the administration of the Office and its divisions, including management, fiscal, personnel, administrative services.

* * *

(d) *Relations with other agencies.* The Office has relations:

(1) With the Departments of the Army, Navy, and Air Force, by participation on subcommittees of the State-Army-Navy-Air Force Coordinating Committee on policy concerning the Far East and by direct contact with the Civil Affairs Division and the Plans and Operations Division of the Department of the Army.

(2) With other Federal agencies, concerning political aspects of their respective programs.

8. Paragraphs (b) (1) through (b) (9) of § 1.1800 are amended as follows:

§ 1.1800 *Assistant Secretary; Administration.* * * *

(b) *Major functions.* * * *

(1) Supervision and control over the organization pattern of the Department, the Foreign Service, and special programs, and their component Offices, divisions, and other units.

(2) Exercise of the authority vested in the Secretary of State or the Department of State, by statute, Executive order, or otherwise, to allocate funds made available to the Secretary or the Department.

(3) Preparation of annual budget estimates; and supervision over the use of appropriated funds, in accordance with Congressional limitations, administrative objectives, and policies of the President and the Secretary.

(4) Administration of United States participation in international organizations and international conferences.

(5) Direction of personnel-management of the Department, the Foreign Service, and the special programs.

(6) Operation of the procurement, communication, and transportation services.

(7) Provision, maintenance, and operation of the physical establishments in the United States and abroad.

(8) Provision of security within the Department, the Foreign Service and the special programs.

(9) Protection of American interests through administration of passport, visa, and munition-control laws and programs, and other pertinent laws.

9. Paragraph (c) of § 1.1810 is amended to read as follows:

§ 1.1810 *Office of Controls.* * * *

(c) *Organization.* The Office is composed of the Passport Division, Visa Division, Division of Protective Services, Division of Security, and Munitions Division.

10. Section 1.1840 is revised to read as follows:

§ 1.1840 *Office of Budget and Planning—(a) Purpose.* To direct, with respect to major management policies, the budgetary, fiscal, and organization programs of the Department, the Foreign Service, and international commissions, boards, and other bodies affiliated with the Department.

(b) *Major functions.* The Office performs the following functions:

(1) Consults with and advises appropriate officials of the organizations listed above with respect to the major budgetary, fiscal, and management-policy aspects of plans and programs, and directs the budgetary, fiscal, and management phases of their effectuation.

(2) Presents and justifies the budget estimates of these organizations to the Bureau of the Budget and the Congress, and maintains relationships with the Committees of the Congress concerned with appropriations and expenditures.

(c) *Organization.* The Office consists of the Division of Organization and Budget and the Division of Finance.

(d) *Budget Officer.* The Director of the Office is the Budget Officer of the Department, and the Deputy Director is Deputy Budget Officer of the Department.

11. Paragraph (b) of § 1.1850 is amended to read as follows:

§ 1.1850 *Office of Departmental Administration.* * * *

(b) *Major functions.* The Office performs the following functions:

(1) Provides adequate administrative services and facilities for Departmental activities.

(2) Develops and implements personnel-management policies of the Department and makes available, within budgetary and organizational limitations, the necessary personnel.

(3) Provides in Washington for the distribution of incoming and the dispatch of outgoing communications of the Department and for the transmission of other communications by diplomatic pouch or telegraph; maintains the official files of the Department; and provides the messenger service.

(4) Provides for the security of messages during telegraphic transmission by means of cryptographic systems.

(5) Provides for organization, administration, and general management of United States participation in international conferences, commissions, expositions, and other organized international cooperative enterprises other than the United Nations.

(6) Provides translating and interpreting services for the Department and the White House.

(7) Provides the centralized administrative services essential to Department activities in the New York area.

This regulation will be effective on the date of publication in the *FEDERAL REGISTER*.

Approved: August 26, 1948.

For the Secretary of State.

STANLEY T. OREAR,
Chief, Division of
Organization and Budget.

[F. R. Doc. 48-8437; Filed, Sept. 20, 1948; 8:47 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

PART 622—CLASSIFICATION RULES AND PRINCIPLES

PART 624—APPEARANCE BEFORE LOCAL BOARD

PART 628—PHYSICAL EXAMINATION

PART 629—DISQUALIFYING OBVIOUS DEFECTS AND MANIFEST CONDITIONS

PART 631—QUOTAS AND CALLS

PART 632—DELIVERY AND INDUCTION

PART 641—NOTICE

PART 642—DELINQUENTS

CROSS REFERENCE: For regulations constituting portions of Parts 628, 629, 631, 632, 641 and 642 and for amendments of Parts 622 and 624, see Executive Order 10001, *supra*.

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

PART 6—SECURITY OF PORTS AND THE CONTROL OF VESSELS IN THE NAVIGABLE WATERS OF THE UNITED STATES

REVOCATION OF CERTAIN REGULATIONS

CROSS REFERENCE: For revocation of certain sections in Subpart A of this part, see Part 202 of Chapter II, *infra*.

Chapter II—Corps of Engineers, Department of the Army

PART 202—ANCHORAGE REGULATIONS

MISCELLANEOUS AMENDMENTS

1. Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917, chapter XIX of the Army

Appropriation Act of July 9, 1918, and section 7 of the River and Harbor Act of March 4, 1915 (33 U. S. C. 1, 3, and 471), the following regulations contained in Part 6, Chapter I, Title 33, CFR (Subparts A, B, and C of which were adopted and continued in full force and effect by the Secretary of the Army by an order published in the *FEDERAL REGISTER* June 5, 1947, 12 F. R. 3664) are hereby revoked:

In Subpart A—General Regulations, the following sections are revoked:

- | | |
|------|---|
| Sec. | |
| 6.8 | Boarding and searching. |
| 6.7 | Possession and control of foreign or domestic vessels. |
| 6.8 | Existing rules and regulations affirmed. |
| 6.9 | Supervision of vessel's movement. |
| 6.17 | Suitable anchorage for vessel on fire. |
| 6.19 | Condition of vessel a danger to waterfront facility. |
| 6.20 | Movement of vessel in dangerous condition. |
| 6.21 | Danger resulting from abandonment, disuse, etc., of vessel. |

All of Subpart B—Special Regulations for Certain Localities (§§ 6.003-1 to 6.003-7, inclusive) is revoked.

In Subpart C—Anchorage and Restricted Areas, the following sections are revoked:

FIRST NAVAL DISTRICT

- 6.1-144 Nantucket Sound, Massachusetts, Chappiquiddick Island, Cape Poge.

THIRD NAVAL DISTRICT

- 6.3-5 to 6.3-72, inclusive.

SIXTH NAVAL DISTRICT

- 6.6-100 Waters of New River, North Carolina; firing sectors.

TENTH NAVAL DISTRICT

- 6.10-1 San Juan, Puerto Rico.
6.10-100 San Juan Harbor, Puerto Rico; restricted seaplane operating area.

THIRTEENTH NAVAL DISTRICT

- 6.13-225 Puget Sound; Mukilteo.

2. Pursuant to the provisions of section 7 of the River and Harbor Act of March 4, 1915 (38 Stat. 1053; 33 U. S. C. 471) § 202.25, establishing anchorage grounds for vessels in the Port of New York and containing rules and regulations in relation thereto, is hereby amended to read as follows:

§ 202.25 *The Port of New York (All bearings in the following descriptions are referred to true meridian)*—(a) *Long Island Sound*—(1) *Anchorage No. 1.*

Southwest of a line between Neptune Island and Glen Island ranging from Aunt Phebe Rock Light and tangent to the north edge of Glen Island; southwest of a line tangent to the northeast edge of Glen Island and Goose Island breakwater; southwest of a line bearing southeasterly from the southwest end of Goose Island breakwater and on range with the south gable of the Casino on the northeast end of Glen Island; west of a line ranging from the east edge of Goose Island breakwater to the west edge of the north end of Hart Island; west of Hart Island; and northwest of a line extending from Hart Island Light to Locust Point.

(b) Boats shall not anchor in this area in buoyed channels.

(d) Boats shall be so anchored as to leave at all times an open, usable channel, at least 50 feet wide, west and south of Glen Island.

NOTE: Special anchorage areas in Anchorage No. 1 are described in § 202.1.

(2) *Anchorage No. 1-A.* Southwest of a line ranging from Duck Point, Echo Bay, through Bailey Rock Lighted Buoy 3 BR; northwest of a line ranging from Hicks Ledge Buoy 2H to Old Tom Head Rocks Buoy 4, and north of a line ranging from Old Tom Head Rocks Buoy 4 to the southernmost point of Davenport Neck.

(3) *Anchorage No. 1-B.* West of a line ranging from the point on the southwest side of the entrance to Horseshoe Harbor, Larchmont, to Hicks Ledge Buoy 2H; north of a line ranging from Hicks Ledge Buoy 2H to Duck Point; and in Echo Bay north and west of the channel.

(4) *Anchorage No. 2.* West of a line from Locust Point tangent to the northeasterly sea wall at Throgs Neck.

NOTE: A special anchorage area in Anchorage No. 2 is described in § 202.1.

(5) *Anchorage No. 3.* Northwest of a line from the south side of Barker Point to Gangway Rock Bell Buoy 27; southeast of a line from Gangway Rock Bell Buoy 27 to Sands Point Reef Lighted Buoy 25; and southwest of a line from Sands Point Reef Lighted Buoy 25 through Sands Point Light to Sands Point.

(6) *Anchorage No. 4.* In Manhasset Bay, and northeast of a line ranging from Stepping Stones Buoy 31 through Elm Point Buoy 2 to Elm Point; southeast of a line ranging from Stepping Stones Buoy 31 to Gangway Rock Bell Buoy 27; and southwest of Anchorage No. 3.

NOTE: Special anchorage areas in Anchorage No. 4 are described in § 202.1.

(7) *Anchorage No. 5.* In Little Neck Bay and east of a line ranging from Fort Totten flagpole to Hart Island Light; and south of Anchorage No. 4.

NOTE: A special anchorage area in Anchorage No. 5 is described in § 202.1.

(b) *East River*—(1) *Anchorage No. 6.* On Hammond Flats north of a line bearing 260° from the head of the pier on Throgs Neck at the foot of Pennyfield Avenue to the north tower of Bronx-Whitestone Bridge at Old Ferry Point.

(2) *Anchorage No. 7.* South of a line from Whitestone Point to the outer end of Willets Point Wharf.

(3) *Anchorage No. 8.* North of a line between the north tower of Bronx-Whitestone Bridge at Old Ferry and East River Lighted Buoy 4.

(4) *Anchorage No. 9.* East of a line from College Point Reef Light tangent to the west side of College Point; and south of a line from College Point Reef Light to Whitestone Point.

(5) *Anchorage No. 10.* In Flushing Bay southeast of a line ranging through Rikers Island Channel Lighted Buoy 3 and Rikers Island Channel Lighted Bell Buoy 1A and tangent to the northwest corner of College Point; and in Bowery Bay southwest of a line ranging from the LaGuardia Aviation Beacon on the Administration Building of LaGuardia

Field to the easterly corner (latitude 40°47'06.2" longitude 73°53'46") of the Consolidated Edison Company of New York, Inc., bulkhead on the north side of the entrance to Steinway Creek, east of the entrance to Steinway Creek, and west of the Bowery Bay Sewage Treatment Works pier.

NOTE: Special anchorage areas in Anchorage No. 10 are described in § 202.1.

(6) *Anchorage No. 11.* East of Rikers Island and south of a line from the northeast corner of the T-shaped north pier of Rikers Island to Rikers Island Channel Entrance Lighted Bell Buoy, west of a line from Rikers Island Channel Entrance Lighted Bell Buoy to Rikers Island Channel Lighted Buoy 2, north of a line from Rikers Island Channel Lighted Buoy 2, to Rikers Island Channel Lighted Buoy 4, and north of a line from Rikers Island Channel Lighted Buoy 4 to Rikers Island Channel Lighted Buoy 6.

(7) *Anchorage No. 12.* West of Rikers Island and northeast of a line from Rikers Island Channel Lighted Buoy 6 to South Brother Island Ledge Light, east of a line from South Brother Island Ledge Light to the west side of South Brother Island, and south of a line through South Brother Island Light to the northwest corner of the T-shaped north pier of Rikers Island.

(8) *Anchorage No. 14.* In Mallets Cove, east of a line from a point on shore 100 feet west of the southerly prolongation of 2nd Street, Astoria, to Gibbs Point.

(c) *Hudson River*—(1) *Anchorage No. 16.* North of a line on a range with the north side of the north pier of the Union Dry Dock and Repair Company Shipyard, Edgewater, New Jersey; west of a line ranging 25° from a point 120 yards east of the east end of said pier to a point (500 yards from the shore and 915 yards from the Fort Lee flagpole) on a line bearing 100° and ranging between the Fort Lee flagpole and the square chimney on the Medical Center Building at 168th Street, Manhattan; and south of said line ranging between the Fort Lee flagpole and the square chimney on the Medical Center Building.

(i) Subject to the provisions for Anchorage No. 19 (for naval vessels) the Captain of the Port may shift the position, or clear the area, of any vessel so moored as to obstruct the use of this area for the additional anchorage of naval vessels when found necessary.

(2) *Anchorage No. 17.* North of a line bearing 66° and ranging between the south face of the building known as Bill Miller's Riviera, Inc., north of George Washington Bridge at Fort Lee, New Jersey, and the Bell Tower of The Cloisters at Fort Tryon Park, Manhattan; west of lines bearing 29° from latitude 40°51'34" longitude 73°56'54" to latitude 40°52'27" longitude 73°56'16", thence 20° to latitude 40°54'17" longitude 73°55'23" thence 15° to latitude 40°56'20" longitude 73°54'39" and south of a line bearing 104° on a range with the latter point and the stack of the Yonkers Sewage Disposal Plant.

(i) Subject to the provisions for Anchorage No. 19 (for naval vessels) the Captain of the Port may shift the position,

or clear the area, of any vessel so moored as to obstruct the use of this area for the additional anchorage of naval vessels when found necessary.

(3) *Anchorage No. 18-A.* East of lines bearing 8° from the northwest corner of the crib icebreaker north of the New York Central Railroad Company drawbridge across Spuyten Duyvil Creek (Harlem River) to a point 250 yards offshore and on line with the New York Central Railroad signal bridge at the foot of West 231st Street, extended, at Spuyten Duyvil, Bronx, New York; thence bearing 19° to the channelward face of the Mount St. Vincent Dock at the foot of West 261st Street, Riverdale, Bronx, New York.

(i) Subject to the provisions for Anchorage No. 19 (for naval vessels) the Captain of the Port may shift the position, or clear the area, of any vessel so moored as to obstruct the use of this area for the additional anchorage of naval vessels when found necessary.

(4) *Anchorage No. 18-B.* North of the south side of West 181st Street, prolonged; east of a line ranging 23° from Jeffreys Book Light on Fort Washington Point and tangent to the east shore of the river at Inwood Hill Park; and south of the prolongation of the south side of Dyckman Street, Manhattan, New York.

(i) Subject to the provisions for Anchorage No. 19 (for naval vessels), the Captain of the Port may shift the position, or clear the area, of any vessel so moored as to obstruct the use of this area for the additional anchorage of naval vessels when found necessary.

(5) *Anchorage No. 19 (for naval vessels)* North of a line bearing 298° and ranging from the south side of 70th Street, New York, to the south side of Pier 11-A, Weehawken; east of the east channel line of the federally improved Weehawken-Edgewater Channel, said east channel line being extended to a point opposite West 156th Street; thence east of a line bearing 17° ranging between the end of the pier at the foot of West 134th Street and a point on the George Washington Bridge 250 yards westward of the air beacon on the east bridge tower and south of said bridge.

(i) In order to give free passage for ferry boats, no vessel shall anchor within 300 yards of the line of the West 125th Street, Manhattan, to Edgewater, New Jersey, ferry.

(ii) In the discretion of the Captain of the Port, small commercial or pleasure vessels may anchor in this area shoreward of a line extending from the channelward end of the New York Central Railroad pier at the foot of West 70th Street to the channelward end of the pier at the foot of West 129th Street and shoreward of the United States pier-head line between West 134th Street and a prolongation of the bridge over the New York Central Railroad tracks located 1,000 feet south of the George Washington Bridge.

(iii) The Captain of the Port may grant permission for one stake boat to occupy an area in the westerly 200-yard portion of the naval anchorage.

(iv) The Captain of the Port may permit limited temporary anchorage, not to exceed 24 hours, of commercial vessels awaiting berths in the westerly portion of

the naval anchorage south of West 135th Street when use of the anchorage by naval vessels will permit.

(v) The established anchorages for naval vessels having been found inadequate at times when large numbers of such vessels are in the harbor, a numbered series of anchorages is defined and established as shown on Key Charts Nos. 1 to 4, inclusive (not published in this section) in order that when a necessity for additional anchorages arises, permission may be given naval vessels to anchor at designated points serially numbered from 2 to 40 for capital ships, from 100 to 129 for intermediate ships, from 213 to 399 for destroyers and small craft, and from 503 to 611 for the anchorage of destroyers and small craft on the east side of the river, when the space is not required for capital or intermediate ships. Berths 16 to 18, 546, 547, and 551 to 555, are for use only on occasions when the other numbered berths available are not sufficient for the accommodation of the naval ships present. The Captain of the Port, on request from the proper naval authorities, may grant permission to occupy the numbered anchorages outside or extending outside of Anchorage No. 19, provided those specified in the request can be made available, commercial conditions at the time being given proper consideration. If, in his opinion, there are reasons why the anchorage or anchorages asked for should not be assigned, he will confer with the naval officers making the request, and if other numbers can be agreed upon will authorize their use; otherwise he will communicate the request to the Secretary of the Army with a statement of the circumstances and his recommendation.

(vi) Whenever this area is required for the anchoring of naval vessels, it shall be immediately cleared of commercial vessels by the Captain of the Port upon request of the appropriate naval authority.

NOTE: Special anchorage areas in Hudson River are described in § 202.1.

(d) *Upper Bay*—(1) *Anchorage No. 20.* Northeast of Ellis Island; southeast of a line bearing 51° and ranging from the northwest corner of Ellis Island to the end of Central Railroad of New Jersey Pier No. 7; south of a line bearing 96° and ranging from the southeast corner of Central Railroad of New Jersey Pier No. 11 to the outer end of the Staten Island Ferry rack on the Manhattan shore; west of a line bearing 183° and ranging from the southeast corner of Lehigh Valley Railroad Pier "A" to latitude 40°41'54.3" longitude 74°01'59" and north of a line bearing 85° and ranging from the southeast corner of the northerly half of Ellis Island to the outer end of the Staten Island Ferry rack on the Manhattan shore.

(i) No vessel shall cast anchor within this area south of the northerly limit of the cable area shown on United States Coast and Geodetic Survey Chart No. 745, between Ellis Island and the Manhattan shore.

(2) *Anchorage No. 20-A.* South of a line bearing 102° and ranging between the southeast corner of the southerly half of Ellis Island and Governors Island

Light; west of lines bearing 194°30' from latitude 40°41'42" longitude 74°02'02", thence 206° to latitude 40°40'05" longitude 74°02'55" and north of a line extended and ranging 313° through Claremont Terminal Channel Buoy 2 and the northeast corner of Caven Point Pier.

(1) The portion of Anchorage No. 20-A which is easterly of a line ranging 204°30' from the east end of the east landing pier on Bedloes Island to Bayonne Terminal Lighted Bell Buoy 2 and Robbins Reef Lighted Gong Buoy 27 and the northerly prolongation of that line is set aside as a temporary anchorage for vessels arriving in and leaving port. No vessel shall occupy this anchorage for a longer period than 72 hours, unless a permit is obtained from the Captain of the Port for that purpose.

NOTE: Anchorage No. 49-B in this area is reserved for vessels carrying explosives (see paragraph (m) (1) of this section) and is excluded from use as a general anchorage.

(3) *Anchorage No. 20-B.* South of a line bearing 127° from the southeast corner of Pennsylvania Railroad pier "B", Greenville Terminal, to the center of the south pier of the Bethlehem Steel Company Drydock, Brooklyn; west of a line bearing 206° from latitude 40°39'50", longitude 74°03'05" to latitude 40°39'31.5", longitude 74°03'17", north of a line bearing 121° and ranging from New Jersey Pierhead Channel North Entrance Buoy 15 to the northwest corner of Pier 3, Brooklyn; west of a line bearing 204°30' and ranging from Bayonne Terminal Lighted Buoy 1 through Robbins Reef Lighted Gong Buoy 27 and Coast Guard Deport North Dock Light; St. George, Staten Island; north of a line ranging 262° from Robbins Reef Lighted Gong Buoy 27; and northeast of the channel approach to the north side of Constable Point.

(1) No vessel shall anchor between Ellis Island and the piers of the Central Railroad of New Jersey, or in the dredged channel approaches to this space or the piers and wharves of the railroad, or in the dredged channel approaches to the National Bocks at Black Tom Island, to Bedloes Island, to the Greenville and Claremont Terminals, or in the New Jersey Pierhead Channel or near the entrances to said channels so as to obstruct the approaches or interfere in any way with the free navigation thereof.

(ii) The portion of Anchorage No. 20-B which is easterly of a line ranging 204°30' from the east end of the east landing pier on Bedloes Island to Bayonne Terminal Lighted Bell Buoy 2 and Robbins Reef Lighted Gong Buoy 27 is set aside as a naval anchorage. The Captain of the Port may permit commercial vessels to anchor temporarily in this area, ordinarily for not more than 24 hours, when the anchorage will not be needed for naval vessels. Commercial vessels so anchored shall be moved at their own expense whenever the anchorage is needed for naval vessels.

(4) *Anchorage No. 21.* South of a line passing through Claremont Terminal Lighted Buoy 1, Bay Ridge Channel Lighted Bell Buoy 7A, and the middle point of the west front of the New York Dock Company Pier #41, Brooklyn Standard Bag Corporation; east of a line

bearing 208° and ranging from Governors Island Extension Light through Gowanus Flats Lighted Bell Buoy 30, Gowanus Flats Lighted Bell Buoy 28, Gowanus Flats Lighted Bell Buoy 26, to Gowanus Flats Lighted Bell Buoy 24, thence 173° to Bay Ridge Channel Junction Lighted Gong Buoy west of a line bearing 18° from Bay Ridge Channel Junction Lighted Gong Buoy to latitude 40°38'41.7" longitude 74°02'32.5" thence west of the dredged Bay Ridge and Red Hook Channels as marked by channel and anchorage buoys.

(1) A fairway 600 feet wide, crossing Anchorage No. 21, marked by buoys at each entrance, shall be excluded from the anchorage area. Its northerly side is on range with Claremont Terminal Lighted Buoy 1, at the entrance to Claremont Terminal Channel, and the center of the head of the north pier of the Long Island Railroad Terminal at the foot of 64th Street, Bay Ridge, Brooklyn.

(ii) Anchorage No. 21 is divided into Anchorages Nos. 21-A and 21-B as described in subparagraphs (d) (5) and (6) of this section.

(5) *Anchorage No. 21-A (for barges)* That portion of Anchorage No. 21 northward and eastward of Anchorage No. 21-B and northward of the fairway crossing Anchorage No. 21 (described in subparagraph (4) (1) of this paragraph.) Deep-draft vessels are required to use the western half of the anchorage, light-draft vessels are required to use the eastern half, and barges drawing 12 feet or less are required to use that portion of this area southward of a line ranging from the end of the 39th Street Ferry rack (northeast rack) to Gowanus Flats Lighted Bell Buoy 28.

(6) *Anchorage No. 21-B (for steamers)* That portion of Anchorage No. 21 northward of the fairway described in subparagraph (4) (1) of this paragraph, southward of a line ranging from the end of the 39th Street Ferry rack (northeast rack) Brooklyn, to Gowanus Flats Lighted Bell Buoy 28, and westward of a line ranging from the westerly point of Red Hook to the north corner of Pier 21 of the Pouch Terminal at Clifton, Staten Island; and the entire portion of Anchorage No. 21 southward of the fairway described in subparagraph (4) (1) of this paragraph.

(1) Vessels of the various types required to use Anchorage Nos. 21-A and 21-B may be anchored in other of these areas than those set aside for them for a limited time after first obtaining a permit from the Captain of the Port, when and to the extent that they are not needed for vessels of the types assigned to them.

(ii) No vessel shall occupy these anchorages for a period longer than 30 days, unless a permit is obtained from the Captain of the Port for that purpose.

(7) *Anchorage No. 23 (temporary general anchorage)* South of a line bearing 88° from the Turret Tower (Curtis High School) St. George, to its intersection at latitude 40°38'44", longitude 74°03'55", with a line bearing 146°30' from the westerly tank of Bayonne Naval Depot, west of lines bearing 146°30' from the westerly tank of Bayonne Naval Depot to latitude 40°38'25", longitude

74°03'38.5", thence 167° ranging from Robbins Reef Light to latitude 40°37'26.5", longitude 74°03'21", and north of a line bearing 84° on a range with the latter point, the northeast corner of Pier 19, Staten Island, and the tower of the Marine Hospital, Stapleton, Staten Island.

(1) No vessel shall occupy this anchorage for a period longer than 48 hours, unless a permit is obtained from the Captain of the Port for that purpose.

(ii) The entire area is designated a "temporary general anchorage," but vessels arriving at quarantine may anchor within that portion of this anchorage south of a line bearing 262° which is in prolongation of the north side of Pier 10, Staten Island, whenever Quarantine Anchorage No. 24 is congested and fully utilized.

(8) *Anchorage No. 24 (quarantine anchorage)* South of a line bearing 84° from the tower of the Marine Hospital, Stapleton, Staten Island, through the northeast corner of Pier 19, Staten Island, to latitude 40°37'26.5", longitude 74°03'21" west of a line bearing 167° ranging from Robbins Reef Light to latitude 40°36'32", longitude 74°03'04"; and north of a line bearing 270° on range with the latter point and the northerly corner of Fort Lafayette.

(1) Vessels arriving at quarantine and awaiting inspection shall anchor to the south of a line bearing 262° and ranging from the southeast corner of Pier 25, Staten Island, to the south chimney of the Wrigley Plant, and shall clear said area immediately after being granted pratique. Whenever the area south of Pier 25, Staten Island, is congested, vessels arriving at quarantine and awaiting inspection may anchor in the northern section of the quarantine anchorage. Such vessels must clear the anchorage within 24 hours after being granted pratique. Vessels arriving for quarantine may anchor in that portion of Anchorage No. 23 south of a line bearing 262° which is in prolongation of the north side of Pier 10, Staten Island, whenever the quarantine anchorage is congested and fully utilized. No vessel shall occupy this section of the anchorage for a period longer than 48 hours, unless a permit is obtained from the Captain of the Port for that purpose.

(ii) Whenever the quarantine anchorage and the southerly part of Anchorage No. 23 are fully utilized, vessels shall anchor as directed by the Captain of the Port.

NOTE: The establishment of quarantine anchorages and the issuance of rules and regulations governing quarantine and their enforcement are under the jurisdiction of the administrator, Federal Security Agency, and the foregoing quarantine anchorage has been established under his authority.

(e) *Gravesend Bay; Anchorage No. 25.* North of a line ranging 271°30' between Coney Island Light on Norton Point and the south point of Hoffman Island; east of a line bearing 342° from latitude 40°34'36" longitude 74°01'42", to latitude 40°35'59", longitude 74°02'17", and ranging through a point 250 yards due west of Fort Lafayette and a point 300 yards due east of Robbins Reef Light; and south of a line bearing 70° from lati-

tude 40°35'59" longitude 74°02'17", through Fort Hamilton Southwest Buoy 20.

NOTE: Anchorage No. 49-G in this area is reserved for vessels carrying explosives (see paragraph (m) (2) of this section) and is excluded from use as a general anchorage.

(f) *Lower Bay*—(1) *Anchorage No. 26.* In Sandy Hook Bay south of a line extending from Point Comfort to Sandy Hook Point Light.

NOTE: Anchorages Nos. 49-F and 49-G in this area are reserved for vessels carrying explosives (see paragraphs (m) (4) and (5) of this section) and are excluded from use as general anchorages.

(i) Pleasure or commercial craft may not navigate or moor within 750 yards of the Naval Ammunition Depot Pier at Leonardo, New Jersey, nor anchor in the approach channel or the turning basin adjacent thereto.

(ii) When immediate action is required and representatives of the Coast Guard are not present in sufficient force to exercise effective control of shipping, the Commanding Officer of the Naval Ammunition Depot at Earle, New Jersey, may control the anchorage or movement of any vessel, foreign or domestic, to the extent he deems necessary to insure the safety and security of his command.

(2) *Anchorage No. 27.* In Lower New York Bay on Romer Shoal and Flynn Knoll and in the Atlantic Ocean south of Gedney Channel, west of a line ranging due north and south through Scotland Lightship, and north of a line ranging due east from Navesink Light.

(3) *Anchorage No. 28.* West of lines bearing 154°30' from Fort Wadsworth Light to Craven Shoal Lighted Bell Buoy 19A, thence in succession to the buoys marking the east side of West Bank and the buoys on the west side of Chapel Hill Channel to Southwest Spit Junction Lighted Gong Buoy, thence 182° to a line extending from Sandy Hook Point Light to Point Comfort; north of the latter line and the New Jersey shore; and east of a line bearing 353° from the head of the Keansburg Steamboat Pier at Point Comfort, through Great Kills Flat Buoy 4, to the Staten Island Shore.

(g) *Kill Van Kull; Anchorage No. 29.* West of the westerly rack of the Bergen Point Ferry at Bayonne, New Jersey north of a line ranging from the north end of Frank McWilliams, Inc., Pier 2, West New Brighton, Staten Island, to the southwest corner of the pier, foot of Humphreys Avenue, Bayonne; north of a line ranging 258° from the inshore end of the Bergen Point Ferry at Bayonne; thence north of a line ranging 90° from Bergen Point Light; thence southeast of a line running 55° to the shore at Bergen Point.

(h) *Newark Bay*—(1) *Anchorage No. 34.* South of the bridge of the Central Railroad of New Jersey west of lines from a point on the bridge 100 yards west of the west pier of the west lift span to Newark Bay Channel Buoy 5, thence to the east end of the dike north of Shooters Island; and north of the dike and a line ranging from the west end of the dike through Kill Van Kull Light 18 and Kill Van Kull Buoy 20.

(2) *Anchorage No. 35.* North of Anchorage No. 29; east of lines ranging from the center of Bergen Point Light to the west pier of the west lift span of the Central Railroad of New Jersey bridge, extending to a point off the north side of the pier of the Texas Company, and thence to a point 100 yards east of the east pier of the east lift span of the railroad bridge; and south of the bridge.

(3) *Anchorage No. 36.* South of Port Newark Terminal Channel; west of a line ranging from a point 200 yards west of Newark Bay Light 3 to a point 100 yards west of the west pier of the west lift span of the Central Railroad of New Jersey Bridge; and north of said bridge.

(4) *Anchorage No. 37.* North of the Central Railroad of New Jersey bridge; east of a line ranging from a point 200 yards east of the east pier of the east lift span of the bridge to a point 200 yards east of the east end of the lift span of the Pennsylvania-Lehigh Valley Railroad bridge; and south of the latter bridge.

(5) *Anchorage No. 38.* North of the Pennsylvania-Lehigh Valley Railroad bridge; east of the dredged channel in Newark Bay and the Hackensack River as marked by red channel buoys; and south of the Central Railroad of New Jersey bridge on the east side of the Hackensack River.

(6) *Anchorage No. 39.* Between the entrance channels of the Hackensack and Passaic Rivers, northwest of lines from the abutment of the Central Railroad of New Jersey bridge on the west side of the Hackensack River to Hackensack River Light 1, and thence to Newark Bay Light 5, and east of a line from said light ranging toward the southeast corner of the Texas Company wharf, and of a line ranging from the southeast corner of Gross Wharf to the abutment and end of fill of the Central Railroad of New Jersey bridge on the east side of the Passaic River.

(i) *Arthur Kill*—(1) *Anchorage No. 41.* The passage between Pralls Island and Staten Island included between a line running 29° from the extreme northwest point of Pralls Island to a point on Staten Island and a line from the southern point of Pralls Island to the north side of the mouth of Neck Creek at Travis, Staten Island.

(2) *Anchorage No. 42.* East of lines ranging from the head of the Tottenville Shipyard Company pier at Tottenville, Staten Island, to the first pier of the Outerbridge Crossing west from the Staten Island shore, thence to Arthur Kill Light 10, thence to Arthur Kill Light 14, and thence to Arthur Kill Lighted Buoy 16; and south of a line from thence to Smoking Point.

(j) *Raritan Bay*—(1) *Anchorage No. 44.* West of the Raritan Bay Channel leading into Arthur Kill; northeast of a line ranging from Raritan Bay Channel Lighted Buoy 15 through Anchorage Buoy A, east of a line bearing 331°31' and ranging through Great Beds Light, Cutoff Channel Light 1, and St. Peter's Church spire at Perth Amboy, New Jersey; and southeast of the Cutoff Channel between Raritan River and Arthur Kill.

(2) *Anchorage No. 45.* West of the Raritan Bay Channel leading into Arthur

Kill; north of the Raritan River Channel leading into Raritan River; and east of the Cutoff Channel between Raritan River and Arthur Kill, except that part of the said area occupied by Anchorage No. 44.

(3) *Anchorage No. 45-A.* West of the Cutoff Channel between Raritan River and Arthur Kill; north of the Raritan River Channel; east of the New York and Long Branch Railroad bridge; and north of the Raritan River Channel to the prolongation of Market Street, Perth Amboy, New Jersey, in Arthur Kill.

(4) *Anchorage No. 46.* West of the west limit of Anchorage No. 28, as defined by a line bearing 353° from the head of the Keansburg Steamboat Pier at Point Comfort, through Great Kills Flat Buoy 4 to the Staten Island shore; north of Raritan Bay Channel as defined by the buoys and lights marking the north side of the channel, including Princess Bay northeast of Raritan Bay Channel leading into Arthur Kill; and south of a line bearing 243° from the gable of a house at Ward Point, Staten Island.

(5) *Anchorage No. 47.* South of the Raritan River Channel from opposite the Sun Oil Company pier at South Amboy to Raritan River Buoy 3; thence south of a line in the direction of Boundary Daybeacon to a point south of Raritan Bay Light 38; thence south of lines through Raritan Bay Buoy "EX" to Raritan Bay Light 7B, to Raritan Bay Light 3A, and the buoys marking the south side of Raritan Bay Channel off Segune Point to the west limit of Anchorage No. 28 as defined by a line bearing 353° from the head of the Keansburg Steamboat Pier at Point Comfort through Great Kills Flat Buoy 4 to the Staten Island shore; and west of the latter line.

(i) Vessels shall not anchor in the channel to Keyport Harbor west of lines ranging from Keyport Channel Buoy 1 to Keyport Channel Buoy 9, thence through Keyport Channel Buoys 11 and 13 to the northeast corner of the easterly steamboat wharf; and east of a line extending from a point 400 yards west of Keyport Channel Buoy 1 tangent to the west shore at the mouth of Matawan Creek.

NOTE: Anchorage No. 49-D in this area is reserved for vessels carrying explosives (see paragraph (m) (3) of this section) and is excluded from use as a general anchorage.

(k) *Sheepshead Bay*—(1) *Anchorage No. 48-A.* South of a line 25 feet south of and parallel to the bulkhead wall along the south side of Emmons Avenue; east of a line 200 feet east of and parallel to the prolonged west line of East 15th Street; north of a line 75 feet north of and parallel to the bulkhead wall along the north side of Shore Boulevard between Amherst Street and Dover Street and as prolonged to a point 315 feet south of the bulkhead wall along the south side of Emmons Avenue and 25 feet west of the prolonged west side of Ocean Avenue; and west of a line parallel to and 25 feet west of the prolonged west line of Ocean Avenue.

(2) *Anchorage No. 48-B.* South of the established United States Pierhead Line on the north side of the bay west of the prolonged west line of Coyle

Street; north of a line ranging from a point 90 feet south of said pierhead line in said prolonged west line of Coyle Street to the intersection of the south line of Shore Boulevard and the west line of Kensington Street; north of a line parallel to and 325 feet north of the bulkhead wall along the north side of Shore Boulevard; northeast of a line ranging from the point of intersection of the last-mentioned line with the prolonged east line of East 28th Street, toward a point, on the prolonged east line of East 27th Street and 245 feet south of the established United States Pierhead Line on the north side of the bay and east of the prolonged east side of East 27th Street.

(3) *Anchorage No. 48-C.* South of a line extending from a point 175 feet northerly of the bulkhead wall along the north side of Shore Boulevard (perpendicular distance) and in the prolonged west side of Hastings Street to a point on the prolonged east side of Mackenzie Street 125 feet north of the bulkhead wall on the north side of Shore Boulevard; thence south of a line parallel to and 125 feet northerly of the bulkhead wall along the north side of Shore Boulevard from the last-mentioned point to the prolonged west line of Coyle Street; west of the prolonged west line of Coyle Street; north of a line parallel to and 25 feet north of the bulkhead wall along the north side of Shore Boulevard; and east of the prolonged west side of Hastings Street.

(1) *General regulations.* (1) Except in cases of great emergency, no vessel shall be anchored in the navigable waters of the Port of New York outside of the anchorage areas established in this section, nor cast anchor within a cable or pipe line area shown on a Government chart, nor be moored, anchored, or tied up to any pier, wharf, or vessel in such manner as to obstruct or endanger the passage of any vessel in transit by, or to or from, adjacent wharves, piers, or slips.

(2) No vessel shall occupy for a longer period than 30 days, unless a permit is obtained from the Captain of the Port for that purpose, any anchorage for which the time of occupancy is not otherwise prescribed in this section. No vessel in a condition such that it is likely to sink or otherwise become a menace or obstruction to navigation or anchorage of other vessels shall occupy an anchorage except in an emergency, and then only for such period as may be permitted by the Captain of the Port.

(3) Whenever, in the opinion of the Captain of the Port, such action may be necessary, that officer may require any or all vessels in any designated anchorage area to moor with two or more anchors.

(4) Every vessel whose crew may be reduced to such number that it will not have sufficient men on board to weigh anchor at any time shall be anchored with two anchors, with mooring swivel put on before the crew shall be reduced or released, unless the Captain of the Port shall waive the requirement of a mooring swivel.

(5) Anchorage of all vessels must be placed well within the anchorage areas, so that no portion of the hull or rigging

shall at any time extend outside the boundaries of the anchorage area.

(6) Any vessel anchoring under circumstances of great emergency outside of the anchorage areas must be placed near the edge of the channel and in such position as not to interfere with the free navigation of the channel nor obstruct the approach to any pier nor impede the movement of any boat, and shall move away immediately after the emergency ceases, or upon notification by the Captain of the Port.

(7) When applied for, a berth in an anchorage, if available, shall be assigned to any vessel by the Captain of the Port. He may grant revocable permits for habitually maintaining and using the same mooring space in an anchorage area, but no vessel shall occupy continuously a berth in an anchorage area when a vessel in regular traffic requires the berth or when navigation would be menaced or inconvenienced thereby. The Captain of the Port is authorized to issue permits for maintaining mooring buoys. The method of anchoring these buoys shall be as prescribed by the Captain of the Port. No vessel shall moor in any anchorage in such a manner as to interfere with the use of a duly authorized mooring buoy. In case of emergencies the Captain of the Port is hereby authorized to shift the position of any unattended vessel moored in or near any anchorage. No vessel shall be navigated within the limits of an anchorage at a speed exceeding six knots when in the vicinity of a moored vessel.

(8) Barge dispensing stations and stake boats may be anchored in such places as the Captain of the Port may designate, subject to the approval of the District Engineer, Corps of Engineers.

(9) Upon approval of the District Engineer, Corps of Engineers, the Captain of the Port may permit wrecking plant or other vessels legally engaged in recovering sunken property, or in laying or repairing pipe lines or cables legally established, or plant engaged in dredging operations, to anchor within channels of the Port of New York. Permit issued by the Captain of the Port is not necessary for plant engaged upon works of river and harbor improvement under the supervision of the District Engineer, but the District Engineer will notify the Captain of the Port in advance of all such proposed work.

(10) Whenever the maritime or commercial interests of the United States so require, the Captain of the Port is hereby empowered to shift the position of any vessel anchored within the anchorage areas, of any vessel anchored outside the anchorage areas, of any vessel which is so moored or anchored as to impede or obstruct vessel movements in any channel or obstruct or interfere with range lights and of any vessel which, lying at the exterior end of a pier or alongside an open bulkhead, obstructs or endangers the passage of vessels in transit by, or to or from, adjacent wharf property or impedes the movements of vessels entering or leaving adjacent slips.

(11) A vessel upon being notified to move into the anchorage limits or to shift its position on anchorage grounds, shall get under way at once or signal

for a tug, and shall change position as directed, with reasonable promptness.

(12) Nothing in this section shall be construed as relieving any vessel or the owner or person in charge of any vessel from the penalties of law for obstructing navigation or for obstructing or interfering with range lights, or for not complying with the navigation laws in regard to lights, fog signals, or for otherwise violating law.

(m) *Anchorage for vessels carrying explosives—(1) Anchorage No. 49-B.* On the New Jersey Flats, south of a line parallel to and 500 yards south of the National Docks (Black Tom) dredged channel; west of a line bearing 208° from the Torch, State of Liberty, and ranging through National Docks Channel Buoy 1 and New Jersey Pierhead Channel North Entrance Buoy 4; north of a line ranging through the latter buoy and New Jersey Pierhead Channel North Entrance Lighted Buoy 6; northeast of a line bearing 313° being parallel to and 500 yards north of Caven Point Pier; and east of a line bearing 40° from the twin chimneys on Constable Hook, New Jersey, through the brick pump house on the inshore end of the trestle to Caven Point Pier.

(i) Vessels shall not anchor within 800 yards of Bedloes Island, within 500 yards of any pier, or within 100 yards of the New Jersey Pierhead Channel.

(ii) No vessel using this anchorage shall carry more than 20 tons of high explosives.

(iii) No vessel carrying explosives of any kind shall anchor in this anchorage within 500 feet of any other vessel carrying high explosives; except that the Captain of the Port may authorize the placing of moorings not less than 500 feet apart within this area and the making fast thereto of not to exceed three barges at each mooring, provided the combined load of the barges at a mooring is not more than 20 tons of high explosives.

(iv) Insofar as practicable, in the use of this anchorage preference shall be given to vessels storing explosives for current consumption.

(v) In cases of great emergency and when weather conditions are such that it is impossible for barges, scows, or lighters loaded with more than 20 tons of high explosives to proceed to Gravesend Bay or Raritan Bay, or lie at anchor there, such vessels may anchor temporarily in the Jersey Flats anchorage, but in each case the Captain of the Port must be immediately notified, and such vessel will not remain so anchored without his special permission.

(vi) This area shall not be used by vessels which do not carry explosives except in cases of great emergency.

(2) *Anchorage No. 49-C (naval and military anchorage)* In Gravesend Bay, north of a line bearing 260°30' from latitude 40°34'58'', longitude 74°01'20'', to latitude 40°34'54'', longitude 74°01'49'', and ranging through the stack on Hoffman Island; east of a line bearing 342° from the last-mentioned point to latitude 40°35'59'', longitude 74°02'17'', and ranging 250 yards due west of Fort Lafayette; south of a line bearing 96° from the last-mentioned point to latitude

40°35'56", longitude 74°01'45" and west of a line bearing 343° from the last-mentioned point to latitude 40°34'53" longitude 74°01'20", and passing through Fort Hamilton Southwest Buoy 20.

(i) The Captain of the Port may permit the anchorage of commercial vessels in the southerly part of the area south of a line bearing 252° from the flagpole in the vicinity of Bay Parkway, Brooklyn, when use of the anchorage by naval or military vessels will permit. Any commercial vessels so moored as to obstruct the use of the area for the anchorage of naval or military vessels may be required by the Captain of the Port to shift its position or clear the area when found necessary, at its own expense.

(ii) Fishing and navigation by pleasure and commercial craft are prohibited within the area at all times when vessels which are moored in the area for the purpose of loading or unloading explosives display a red flag by day or a red light by night, unless special permission is granted by the Captain of the Port.

(iii) Vessels carrying high explosives in this anchorage shall not anchor closer than 400 yards to one another, but the number of vessels which may anchor in the area at any one time shall be at the discretion of the Captain of the Port. This provision is not intended to prohibit barges or lighters from tying up alongside ships for the transfer of cargoes.

(iv) Vessels carrying high explosives shall not occupy this anchorage for a period of time longer than is necessary to receive or discharge such cargoes, or between sunset and sunrise except by special permit from the Captain of the Port in cases of great emergency.

(v) Barges and lighters loaded with explosives may anchor in the easterly portion of this area provided such barges and lighters are anchored so as not to approach one another closer than 300 feet. The Captain of the Port may authorize the placing of moorings in the easterly portion of the area and the making fast thereto of not to exceed three barges or lighters at each mooring, provided these moorings are so spaced that the vessels at one mooring shall at all times be not less than 300 feet from the vessels at an adjacent mooring.

(3) *Anchorage No. 49-D.* In Raritan Bay, south of a line bearing 70° and ranging from Raritan Bay Buoy "EX" to West Bank Light; west of a line bearing 137° and ranging from the tower of former Princess Bay Light to the tower of former Waackaack Light; north of a line bearing 250° and ranging from Old Orchard Shoal Light to Boundary Daybeacon; and east of a line bearing 306° and ranging from Boundary Daybeacon to Raritan Bay Buoy "EX"

(i) This area shall not be used by vessels which do not carry explosives except in cases of great emergency.

(4) *Anchorage No. 49-F (emergency naval anchorage)* That portion of Sandy Hook Bay bounded by a line bearing 170° 3,800 yards, from a point bearing 281°30' 2,050 yards, from Sandy Hook Light; thence 260° 500 yards; thence 350° 3,800 yards; thence 80° 500 yards, to the point of beginning.

(i) This anchorage is to be used for the anchorage of naval vessels during emergencies only.

(ii) No pleasure or commercial craft shall navigate or moor within this area at any time when naval vessels which are moored in the area display a red flag by day or a red light by night.

(5) *Anchorage No. 49-G (naval anchorage)* That portion of Sandy Hook Bay bounded by a line bearing 208° 1,350 yards, from a point bearing 292°30' 3,600 yards, from Sandy Hook Light; thence 298° 620 yards; thence 2° 1,250 yards; thence 107° 1,150 yards, to the point of beginning.

(i) No pleasure or commercial craft shall navigate or moor within this area at any time when vessels which are moored in the area display a red flag by day or a red light by night.

(n) *Regulations for explosives anchorages.* (1) Anchorages Nos. 49-B, 49-C, 49-D, 49-F and 49-G are reserved for vessels carrying explosives. All vessels carrying explosives shall be within these areas when anchored, except as provided in subparagraph (6) of this paragraph.

(2) A written permit shall be obtained from the Captain of the Port before vessels carrying explosives, or on which explosives are to be loaded, may proceed to the anchorages provided for them; and no vessel shall occupy a berth in such anchorage except by authority of such permit, which permit may be revoked at any time.

(3) Vessels used in connection with loading or unloading explosives on vessels in anchorage areas, including tugs and stevedore boats, shall carry a written permit from the Captain of the Port. Such permit shall be shown whenever required by him or by his properly authorized agents.

(4) Whenever any vessel not fitted with mechanical power anchors in the explosives anchorages while carrying explosives, the Captain of the Port may require the attendance of a tug upon such vessel when in his judgment such action is necessary.

(5) Vessels carrying explosives shall comply with the general regulations in paragraph (i) of this section when applicable.

(6) The District Engineer, Corps of Engineers, may authorize, in writing, a vessel carrying explosives for use on river and harbor works or on other work under federal permit issued by the District Engineer to anchor in or near the vicinity of such work without a permit from the Captain of the Port. The District Engineer will prescribe the quantities of such explosives allowed on such vessel and the conditions under which they are to be stored and handled, and will furnish the Captain of the Port with a copy of such safety instructions together with a copy of his written authorization.

[Regs. Aug. 26, 1948, (CE 800.212)—ENGWR] (38 Stat. 1053; 33 U. S. C. 471)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 48-8438; Filed, Sept. 20, 1948; 8:47 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

[Order 2471]

PART 4—DELEGATIONS OF AUTHORITY

BUREAU OF LAND MANAGEMENT; DELEGATION TO DIRECTOR IN SPECIFIED MATTERS

Subparagraphs (25) and (37) of paragraph (a) of § 4.275, are amended to read as follows:

§ 4.275 *Functions with respect to various statutes.* (a) * * *

(25) Approval of all bonds required in public land matters and determinations with respect to the liability of the principals and sureties under such bonds.

(37) The approval of exchanges, as follows:

(i) Under Parts 146, 147, and 149 to 152 of this title, and

(ii) under Title III of the Bankhead-Jones Farm Tenant Act approved July 22, 1937 (7 U. S. C. sec. 1011) and the related provisions of Title IV thereof, so far as the exchanges involve public lands subject to the provisions of Executive Order No. 7908 of June 9, 1938, after the exchanges have been approved by an authorized officer of the Department of Agriculture.

(R. S. 161, 453, 2478; 5 U. S. C. 22, 43 U. S. C. 2, 1201)

J. A. KRUG,
Secretary of the Interior.

SEPTEMBER 11, 1948.

[F. R. Doc. 48-8422; Filed, Sept. 20, 1948; 8:45 a. m.]

[Order 2472]

PART 4—DELEGATIONS OF AUTHORITY

BUREAU OF LAND MANAGEMENT; DELEGATIONS TO DIRECTOR IN SPECIFIED MATTERS

The following subparagraph is added to paragraph (a) of § 4.275:

§ 4.275 *Functions with respect to various statutes.* (a) * * *

(83) Determine the liability for trespass on the public land, in accordance with the rules set forth in Part 283 of this title and the applicable court and departmental decisions, and demand and accept payment of the amount determined to be due by reason of such trespass.

(R. S. 161, 453, 2478; 5 U. S. C. 22, 43 U. S. C. 2, 1201)

J. A. KRUG,
Secretary of the Interior.

SEPTEMBER 13, 1948.

[F. R. Doc. 48-8423; Filed, Sept. 20, 1948; 8:45 a. m.]

[Order 2474]

PART 4—DELEGATIONS OF AUTHORITY

BUREAU OF RECLAMATION; SALE AND LEASE OF CERTAIN HOUSES, APARTMENTS, AND LANDS IN BOULDER CITY, NEV.

The following section is added to Subpart E:

§ 4.414 *Sale and lease of certain houses, apartments, and lands in Boulder City, Nevada.* The Commissioner of Reclamation may exercise the powers vested in the Secretary of the Interior by the act of May 25, 1948 (Public Law 553, 80th Congress) in connection with the sale and lease of certain houses, apartments, and land in Boulder City, Nevada, and may redelegate such powers to the officer in charge of any office, division, district or project, subject to such regulations, consistent with the above act, as the Commissioner of Reclamation deems proper. (R. S. 161, 5 U. S. C. 22)

Dated: September 14, 1948.

J. A. KRUG,
Secretary of the Interior

[F. R. Doc. 48-8424; Filed, Sept. 20, 1948;
8:45 a. m.]

Chapter II—Bureau of Reclamation, Department of the Interior

PART 406—REDELEGATIONS OF AUTHORITY BY COMMISSIONER OF RECLAMATION

REGIONAL DIRECTORS; WATER RIGHTS

Paragraph (b) of § 406.10 and paragraph (c) of § 406.20 authorizing Regional Directors of the Bureau of Reclamation to acquire and maintain water rights in regard to Federal water conservation and utilization projects and Federal reclamation projects (12 F. R. 8896; 43 CFR 1947 Supp.) are hereby revised to read as follows:

Initiate, prosecute, acquire, and perfect water rights in the name of the United States, pursuant to the provisions of State law and in conformity with applicable interstate agreements; and file applications, notices, petitions, and all other documents and to take any other steps which are useful and proper to protect, secure, and maintain such water rights in good standing.

(44 Stat. 657, 55 Stat. 842; 43 U. S. C. 373a, 16 U. S. C. 590-z-11)

Dated: September 13, 1948.

KENNETH MARKWELL,
Acting Commissioner of Reclamation.

[F. R. Doc. 48-8425; Filed, Sept. 20, 1948;
8:45 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 1—ORGANIZATION, PRACTICE AND PROCEDURE

REVISION OF FORMS

In the matter of revision of F. C. C. Forms 401, 401-A, 401-C, 402, 403, 404, 405, 501, 501-A, 501-B, 502, 503, 701, 702, 703 and 820.

At a meeting of the Federal Communications Commission held at its offices in Washington, D. C. on the 8th day of September 1948;

The Commission having under consideration a proposal to revise the wording of the above-described forms to indicate more clearly the requirements for subscription and verification as set forth in § 1.303 of the Commission's rules and regulations;

It appearing that the proposed revisions are procedural in nature and do not in any way change the requirements of any of the Commission's rules and regulations with respect to subscription and verification; and

It further appearing that the nature of the proposed changes is such as to render unnecessary the notice and procedure provided for in section 4 of the Administrative Procedure Act;

It is ordered, that F. C. C. Forms 401, 401-A, 401-C, 402, 403, 404, 405, 501, 501-A, 501-B, 502, 503, 701, 702, 703 and 820 be amended by substituting for the present signature lines the following:

Applicant
(must correspond with Item 1)

By _____

Designate by checkmark below appropriate classification:

- ☐ Individual applicant.
- ☐ Member of applicant partnership.
- ☐ Officer of applicant corporation or association.

It is further ordered, that Form 401-C be further amended by deleting Instruction 11.

It is further ordered, that Form 401-B be amended by deleting the last sentence of Instruction 11.

It is further ordered, that the foregoing amendments of the Commission's forms are effective immediately.

The above-described amendments are issued pursuant to sections 4(i) 303(r),

308(b) and 319(a) of the Communications Act of 1934, as amended.

(Secs. 4 (i), 308 (b), 319 (a), 48 Stat. 1066, 1084, 1089, sec. 4 (b), 50 Stat. 191, 47 U. S. C. 4 (i), 308 (b), 319 (a), 404 (r))

Released: September 14, 1948.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 48-8442; Filed Sept. 20, 1948;
8:48 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 815-A]

PART 95—CAR SERVICE

FREE TIME REDUCED ON COAL AT GREAT LAKES PORTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 15th day of September A. D. 1948.

Upon further consideration of Service Order No. 815 (13 F. R. 3608), and good cause appearing therefor; It is ordered, that:

Service Order No. 815 *Free time reduced on coal at Great Lakes Ports*, is hereby vacated and set aside.

It is further ordered, that this order shall become effective at 11:59 p. m., September 18, 1948; that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402, 418, 41 Stat. 470, sec. 4, 54 Stat. 901, 911, 49 U. S. C. 1 (10)-(17), 15 (2))

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 48-8436; Filed, Sept. 20, 1948;
8:47 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF JUSTICE Immigration and Naturalization Service

[8 CFR, Part 125]

QUALIFICATIONS NECESSARY FOR SCHOOLS, COLLEGES, ACADEMIES, SEMINARIES, OR UNIVERSITIES TO BE APPROVED AS INSTITUTIONS OF LEARNING FOR IMMIGRANT STUDENTS

NOTICE OF PROPOSED RULE MAKING

SEPTEMBER 3, 1948.

Pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U.

S. C. 1003), notice is hereby given of the proposed issuance by the Commissioner of Immigration and Naturalization, with the approval of the Attorney General, of the following amendment of the rule prescribing the qualifications necessary for schools, colleges, academies, seminaries, or universities to be approved as institutions of learning for immigrant students. In accordance with subsection (b) of the said section 4, interested persons may submit to the Commissioner of Immigration and Naturalization, Room 2-1218, Temporary Federal Office Building "X", 19th and East Capitol Streets

NE., Washington 25, D. C., written data, views, or arguments relative to this proposed action. Such representations may not be presented orally in any manner. All relevant material received within 20 days following the day of publication of this notice will be considered.

Section 125.16, *Schools; petition for approval*, Chapter I, Title 8 of the Code of Federal Regulations, is amended by deleting the last sentence and inserting in its stead the following two sentences: "If the Attorney General is satisfied that such school, college, academy, seminary, or university has been established for at

least two years immediately preceding the filing of the petition herein required; that it is a bona fide institution of learning; that it possesses the necessary facilities and is otherwise qualified for the instruction of immigrant students in recognized courses in the field of secondary education and qualifies graduates for acceptance to accredited colleges or institutions; and in the field of higher education that it possesses the necessary facilities and is otherwise qualified for the instruction of immigrant students and confers upon graduates recognized bachelor, master, doctor, or professional and divinity degrees, he may approve such school, college, academy, seminary, or university as a school for immigrant students. Approval previously granted to a school, college, academy, seminary, or university that does not fulfill the foregoing conditions may be revoked by the Attorney General upon notice in writing to such school that the revocation will be effective not less than 30 days following delivery of the notice."

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a) 54 Stat. 675, sec. 1, 54 Stat. 1238; 8 U. S. C. 102, 222, 458; 8 CFR 90.1, 12 F. R. 4781)

JOHN P. BOYD,
*Acting Commissioner of
Immigration and Naturalization.*

Approved: September 15, 1948.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 48-8439; Filed, Sept. 20, 1948;
8:47 a. m.]

DEPARTMENT OF AGRICULTURE

Production and Marketing
Administration

17 CFR, Part 291

TOBACCO AUCTION MARKET OF WEST
JEFFERSON, N. C.

ANNOUNCEMENT OF REFERENDUM IN CONNECTION WITH PROPOSED DESIGNATION UNDER TOBACCO INSPECTION ACT

Pursuant to the authority vested in the Secretary of Agriculture by the Tobacco Inspection Act (49 Stat. 731; 7 U. S. C. 1946 ed. 511 et seq.) and in accordance with the applicable regulations issued thereunder by the Secretary, notice is given that a referendum of tobacco growers will be conducted from October 5 through October 7, 1948, to determine whether the tobacco auction market at West Jefferson, North Carolina, shall be designated by the Secretary under said

act for the mandatory inspection of tobacco sold thereat.

Growers who sold tobacco at auction on the West Jefferson, North Carolina, market during the 1947 marketing season shall be eligible to vote in said referendum. Ballots for use in said referendum will be mailed to all eligible voters insofar as their names and addresses are known to the Secretary. Eligible voters who do not receive ballots by mail may obtain them from their local county agent or from the local office of the County Agricultural Conservation Association. All completed ballots shall be mailed to the Tobacco Branch, Production and Marketing Administration, United States Department of Agriculture, P. O. Box 480, Louisville, Kentucky, and in order to be counted in said referendum, must be postmarked not later than midnight October 7, 1948.

Issued this 16th day of September 1948.

[SEAL] A. J. LOVELAND,
Acting Secretary of Agriculture.

[F. R. Doc. 48-8404; Filed, Sept. 20, 1948;
8:49 a. m.]

17 CFR, Part 291

TOBACCO AUCTION MARKET OF LONDON, KY.

ANNOUNCEMENT OF REFERENDUM IN CONNECTION WITH PROPOSED DESIGNATION UNDER TOBACCO INSPECTION ACT

Pursuant to the authority vested in the Secretary of Agriculture by the Tobacco Inspection Act (49 Stat. 731; 7 U. S. C. 1946 ed. 511 et seq.) and in accordance with the applicable regulations issued thereunder by the Secretary, notice is given that a referendum of tobacco growers will be conducted from October 5 through October 7, 1948, to determine whether the tobacco auction market at London, Kentucky, shall be designated by the Secretary under said act for the mandatory inspection of tobacco sold thereat.

Growers who sold tobacco at auction on the London, Kentucky, market during the 1947 marketing season shall be eligible to vote in said referendum. Ballots for use in said referendum will be mailed to all eligible voters insofar as their names and addresses are known to the Secretary. Eligible voters who do not receive ballots by mail may obtain them from their local county agent or from the local office of the County Agricultural Conservation Association. All completed ballots shall be mailed to the Tobacco Branch, Production and Mar-

keting Administration, United States Department of Agriculture, P. O. Box 480, Louisville, Kentucky, and in order to be counted in said referendum, must be postmarked not later than midnight, October 7, 1948.

Issued this 16th day of September 1948.

[SEAL] A. J. LOVELAND,
Acting Secretary of Agriculture.

[F. R. Doc. 48-2465; Filed, Sept. 20, 1948;
8:49 a. m.]

FEDERAL TRADE COMMISSION

[16 CFR, Ch. II]

[File No. 21-404]

RAYON, NYLON AND SILK CONVERTING
INDUSTRY

NOTICE OF HEARING AND OF OPPORTUNITY TO PRESENT VIEWS, SUGGESTIONS, OR OBJECTIONS TO PROPOSED TRADE PRACTICE RULES

At a regular session of the Federal Trade Commission held at its office in the city of Washington, D. C., on the 15th day of September 1948.

Opportunity is hereby extended by the Federal Trade Commission to any and all persons, partnerships, corporations, associations, or other parties or groups (including consumers) affected by or having an interest in the proposed trade practice rules for the Rayon, Nylon and Silk Converting Industry, to present to the Commission their views concerning said rules, including such pertinent information, suggestions, or objections as they may desire to submit, and to be heard in the premises. For this purpose they may obtain copies of the proposed rules upon request to the Commission. Such views, information, suggestions, or objections may be submitted by letter, memorandum, brief, or other communication, to be filed with the Commission not later than October 7, 1948. Opportunity to be heard orally will be afforded at the hearing beginning at 10:00 a. m., (e. s. t.), October 7, 1948, at the Hotel Astor, Broadway at 44th Street, New York, N. Y., to any such persons, parties, groups, or consumers who desire to appear and be heard. After due consideration of all matters presented in writing or orally, the Commission will proceed to final action on the proposed rules.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 48-8392; Filed, Sept. 20, 1948;
8:53 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Circular 1695]

TOWNSITES OF BALLANTINE AND HUNTLEY,
MONT.

REGULATIONS FOR SALE OF TOWN LOTS OR
TRACTS

1. *Statutory authority.* Certain additional lots and tracts in the Ballantine

and Huntley Townsite, will be disposed of under the acts of April 16 and June 27, 1906 (34 Stat. 116 and 519) and March 2, 1929 (45 Stat. 1522) (43 U. S. C. 561 and 571).

2. *Area and price.* The area and minimum price of the lots and tracts which are to be sold are shown by the attached schedule.

3. *Public sale.* On Wednesday, September 22, 1948, beginning at 10:00 a. m.,

a sale at public auction to the highest bidder at not less than the appraised price will be held at the office of the Huntley project Irrigation District, Ballantine, Montana. W. N. McCormack, Regional Land Officer, Bureau of Reclamation, has been designated as superintendent of the sale, and Wayne W. Whitcanack, Assistant Regional Land Officer, Bureau of Reclamation, as auctioneer.

4. *Terms of sale.* Full payment for the lots and tracts must be made in cash on the date of the sale. The superintendent of the sale will forward the money received to the District Land Office at Billings, Montana.

5. *Authority of the Superintendent.* The superintendent conducting the sale is authorized to refuse any and all bids for any lot or tract and to suspend, adjourn, or postpone the sale of any lot or tract to such time and place as he may deem proper. After all the lots and tracts have been offered, the superintendent will close the sale. Any lot or tract remaining unsold will be subject to private sale at the District Land Office at Billings, Montana.

6. *Warning.* All persons are warned against forming any combination or agreement which will prevent any lot or tract from selling advantageously or which will in any way hinder or embarrass the sale. Any persons so offending will be prosecuted under section 59 of the Criminal Code, 1946 ed., U. S. C. Title 18, section 113.

MARION CLAWSON,
Director

Approved: September 14, 1948.

MASTIN G. WHITE,
Acting Assistant Secretary of the Interior

HUNTLEY PROJECT, MONTANA

BALLANTINE TOWNSITE

Township 2 North, Range 29 East, M. P. M.

		Square feet
Section 5, Lot 9, Block 1	\$160.00	7,000
Section 5, Lot 10, Block 1	125.00	7,000
Section 5, Lots 3, 4, 5, Block 9	250.00	22,309

HUNTLEY TOWNSITE

Township 2 North, Range 27 East, M. P. M.

		Acres
Section 25, Tract 117	\$125.00	1.65
Section 25, Tract 118	450.00	2.98
Section 25, Tract 119	100.00	.29
Section 25, Tract 120	100.00	.40
Section 25, Tract 121	125.00	.71

[F. R. Doc. 48-8482; Filed, Sept. 20, 1948; 8:49 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 2837]

NORTHWEST AIRLINES, INC., REDESIGNATION OF ST. PAUL AND MINNEAPOLIS, MINN.

NOTICE OF HEARING

In the matter of the application of Northwest Airlines, Inc., for an amendment of its certificate of public convenience and necessity, for route No. 3, so that the intermediate points St. Paul, Minn., will be redesignated Minneapolis-St. Paul, Minn., under section 401 (h) of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001, and section 5 (a) of the Administrative Procedure Act that a hearing in the above-entitled proceeding is assigned to be held on September 22, 1948, at 10:00 a. m., (eastern daylight saving time), in Room

2049, Temporary Building No. 4, 17th and Constitution Avenue, N. W., Washington, D. C., before Examiner Joseph L. Fitzmaurice.

Dated at Washington, D. C., September 16, 1948.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-8440; Filed, Sept. 20, 1948; 8:47 a. m.]

[Docket No. 3271 et al.]

CONTINENTAL AIR LINES, INC., PIONEER AIR LINES, INC., AND ARIZONA AIRWAYS, INC., SERVICE TO SOCORRO, HOT SPRINGS, AND LAS CRUCES, N. MEX.

NOTICE OF HEARING

In the matter of the investigation to determine the need for service to Socorro, Hot Springs, and Las Cruces, N. Mex., the applications of Continental Air Lines, Inc., Docket No. 3315, for an amendment of its certificate for route No. 29, to serve Socorro, Hot Springs, and Las Cruces, N. Mex., and authority to serve Raton, N. Mex., the application of Pioneer Air Lines, Inc., Docket No. 3338, requesting authority to serve Socorro, Hot Springs, and Las Cruces, N. Mex., and Docket No. 3390, for service to Artesia, N. Mex., and the application of Arizona Airways, Inc., Docket No. 3361, for authority to operate between Douglas and Lordsburg, N. Mex.

For further details in this proceeding interested parties are referred to the applications, and other papers filed with respect thereto, which are on file with the Civil Aeronautics Board.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, that the above investigation proceeding and applications are assigned for hearing on October 12, 1948, at 10:00 a. m. (mountain standard time), at the Hotel Hilton, Albuquerque, N. Mex., before Examiner Walter W. Bryan.

Without limiting the scope of the issues to be considered, particular attention will be directed to the following matters:

1. Whether the proposed amendments of certificates are required in whole or in part by the public convenience and necessity.

2. Whether the applicants are fit, willing, and able to perform the proposed new transportation properly and to conform to the provisions of the act and the rules and regulations, and requirements of the Board thereunder.

Notice is further given that any person, other than the parties of record, desiring to be heard in this proceeding shall file with the Board on or before October 12, 1948, a statement setting forth the issues of fact and law raised by this proceeding which he desires to controvert.

Dated at Washington, D. C., September 15, 1948.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-8432; Filed, Sept. 20, 1948; 8:46 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-250]

NEW ORLEANS PUBLIC SERVICE, INC.

NOTICE OF ORDER DISMISSING APPLICATION

SEPTEMBER 16, 1948.

Notice is hereby given that, on September 15, 1948, the Federal Power Commission issued its order entered September 14, 1948, dismissing application for a certificate of public convenience and necessity in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-8433; Filed, Sept. 20, 1948; 8:47 a. m.]

[Docket No. G-1118]

INTERSTATE NATURAL GAS CO., INC.

NOTICE OF ORDER SUPPLEMENTING ORDER SUSPENDING RATE SCHEDULES

SEPTEMBER 16, 1948.

Notice is hereby given that, on September 15, 1948, the Federal Power Commission issued its order entered September 14, 1948, in the above-designated matter, supplementing order of September 7, 1948, suspending rate schedules of Interstate Natural Gas Company, Inc.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-8434; Filed, Sept. 20, 1948; 8:47 a. m.]

NORTHERN STATES POWER CO.

NOTICE OF ORDER APPROVING AND DIRECTING DISPOSITION OF AMOUNTS CLASSIFIED IN ACCOUNT 100.5, ELECTRIC PLANT ACQUISITION ADJUSTMENTS, AND ACCOUNT 107, ELECTRIC PLANT ADJUSTMENTS

SEPTEMBER 16, 1948.

Notice is hereby given that, on September 15, 1948, the Federal Power Commission issued its order entered September 14, 1948, in the above-designated matter, approving and directing disposition of amounts classified in Account 100.5, Electric Plant Acquisition Adjustments, and Account 107, Electric Plant Adjustments.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-8435; Filed, Sept. 20, 1948; 8:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-1878]

COLUMBIA GAS SYSTEM, INC., AND CUMBERLAND AND ALLEGHENY GAS CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 15th day of September 1948.

The Columbia Gas System, Inc. ("Columbia"), a registered holding company, and its subsidiary, Cumberland and Allegheny Gas Company ("Cumberland"), having filed a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935, particularly sections 6 (b) 9, 10 and 12 thereof and Rule U-43 promulgated thereunder, with respect to the issue and sale by Cumberland to Columbia of \$400,000 principal amount of 3¼% Installment Promissory Notes due in equal annual installments on August 15 of each of the years from 1950 to 1974, inclusive; the proceeds from such sale to be utilized by Cumberland in connection with its construction program; and

The Public Service Commission of West Virginia, by order dated August 16, 1948, having approved the proposed issue and sale of notes by Cumberland; and

Said joint application-declaration having been filed on June 21, 1948, and the last amendment thereto having been filed on September 3, 1948, notice of such filing having been duly given in the manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said joint application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said joint application-declaration that the requirements of the applicable provisions of the act and rules thereunder are satisfied, and that no adverse findings are necessary, and deeming it appropriate in the public interest and in the interests of investors and consumers that said joint application-declaration be granted and permitted to become effective;

It is hereby ordered, pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application-declaration, as amended, be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-8429; Filed, Sept. 20, 1948;
8:45 a. m.]

[File No. 70-1917]

UTAH POWER & LIGHT CO. AND THE WESTERN
COLORADO POWER CO.

ORDER GRANTING APPLICATION AND PERMIT-
TING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 13th day of September A. D. 1948.

Utah Power & Light Company ("Utah"), a registered holding company, and its wholly owned subsidiary, the Western Colorado Power Company ("Western Colorado") having filed a

No. 184—4

joint application - declaration pursuant to sections 6 (b), 9 (a), 10 and 12 (f) of the Public Utility Holding Company Act of 1935 and Rule U-43 promulgated thereunder, with respect to the following proposed transactions:

Western Colorado proposes to declare as a stock dividend, 10,000 shares of its common stock, \$20 par value, payable to Utah, its only stockholder, and to charge such dividend, aggregating \$200,000, to its earned surplus, which as of June 30, 1948 amounted to \$493,749. The declaration of such stock dividend will increase the amount of Western Colorado's outstanding common stock from 100,000 to 110,000 shares. The only other security which Western Colorado has outstanding is a 15 year, 4½% note in the principal amount of \$2,500,000 which is also owned by Utah.

The proposed transaction has been approved by the Public Utilities Commission of Colorado, the Commission of the State in which Western Colorado is organized and doing business.

Such application-declaration having been filed on August 16, 1948 and notice of said filing having been given in the form and manner prescribed by Rule U-23 under said act, and the Commission not having received a request for hearing with respect to said application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said application-declaration, as amended, that the applicable sections of the act and the rules promulgated thereunder are satisfied and that no adverse findings are necessary; and deeming it appropriate in the public interest that said application be granted and permitted to become effective; and further deeming it appropriate to grant the request that this order become effective upon issuance:

It is ordered, pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that said application-declaration be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-8426; Filed, Sept. 20, 1948;
8:45 a. m.]

[File No. 70-1932]

UNITED PUBLIC SERVICE CORP.

ORDER GRANTING APPLICATION AND PERMIT-
TING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 15th day of September A. D. 1948.

The United Public Service Corporation ("United"), a registered holding company and a subsidiary of The Middle West Corporation, ("Middle West") a

registered holding company, having filed an application-declaration pursuant to sections 11 and 12 (c) of the Public Utility Holding Company Act of 1935 and Rule U-46 promulgated thereunder with respect to the following transactions:

United proposes to make two cash distributions to the holders of its capital stock as part of the process of its complete liquidation from funds to be received from cash liquidating dividends to be paid by United Public Utilities Corporation ("UPU"). The Commission has approved proposals by UPU providing, among other things, for cash distributions of \$5 and \$4 per share to the holders of the common stock of UPU. When the \$5 per share distribution by UPU is consummated, United, the holder of 148,055 shares (39.98%) of the common stock of UPU, will receive cash in the amount of \$740,275. Thereupon, United proposes to distribute in cash \$2.42 per share or an aggregate of \$740,501 to the holders of its outstanding capital stock. When the \$4 per share distribution by UPU is made, United will receive cash in the amount of \$592,220. Upon receipt of such cash, United proposes to make an additional cash distribution of \$1.93 per share or an aggregate of \$530,564 to the holders of its outstanding capital stock.

The application-declaration states that the proposed distributions have been approved by resolution of the stockholders of United authorizing the dissolution of the corporation. The application-declaration further states that the only remaining asset of United, other than cash, is its investment in the common stock of UPU and that the amounts received by United as cash dividends on its holdings of the common stock of UPU are not required for the conduct of United's business.

Said application-declaration having been filed on August 23, 1948, and notice of filing having been duly given in the form and manner prescribed by Rule U-23 under said act, and the Commission not having received a request for hearing with respect to said application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said application-declaration that the requirements of the applicable provisions of the act and rules thereunder are satisfied, and deeming it appropriate in the public interest and in the interest of the investors and consumers that said application-declaration be granted and permitted to become effective forthwith:

It is ordered, pursuant to Rule U-23 and the applicable provisions of the said act and subject to the terms and conditions of Rule U-24, that the application-declaration be, and hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F. R. Doc. 48-8423; Filed, Sept. 20, 1948;
8:45 a. m.]

[File No. 70-1933]

MADISON GAS AND ELECTRIC CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 13th day of September A. D. 1948

Madison Gas and Electric Company ("Madison") a public utility subsidiary of American Light & Traction Company ("American Light") a registered holding company, having filed an application pursuant to the provisions of section 6 (b) of the Public Utility Holding Company Act of 1935 ("act") with respect to the following transactions:

Madison proposes to enter into a Credit Agreement, which will expire eighteen months from date of execution, with Harris Trust and Savings Bank, Chicago, Illinois, and First Wisconsin National Bank of Milwaukee, Wisconsin ("the Banks"). The Credit Agreement will commit the Banks to advance to Madison a maximum of \$2,000,000 at an interest rate of $2\frac{1}{4}\%$ per annum. All notes issued by Madison will mature eighteen months from the date of execution of the Credit Agreement. The Credit Agreement provides that a quarterly commitment fee of one-half of one per cent per annum, based upon the average daily unused balance of the commitment computed for the preceding quarter period, will be paid to the Banks. Madison will have the right to reduce the commitment of the Banks at any time with a proportionate reduction of the commitment fee, and may prepay the notes at any time without penalty.

The application states that Madison requires funds to finance the construction of additional facilities urgently needed in the operation of its business. It is also stated that the \$2,000,000 to be borrowed under the proposed Credit Agreement should enable Madison to finance its construction program until the fall of 1949. In the interim Madison expects to conclude a permanent financing program which will involve the repayment of its bank borrowings and the raising of such additional funds as may be appropriate to complete its construction program through 1950.

Madison states that the Credit Agreement and the proposed issuance and sale of notes thereunder has been approved by the Public Service Commission of Wisconsin, the state commission of the state in which Madison is organized and doing business.

Such application having been duly filed and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said application within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to the application that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and that it is not necessary to impose any terms or conditions, and the Commission deeming it appropriate in the

public interest and in the interest of investors and consumers that said application be granted and deeming it appropriate to grant the request of applicant that the order become effective forthwith upon issuance:

It is hereby ordered, pursuant to Rule U-23 and the applicable provisions of the act, and subject to the terms and conditions prescribed by Rule U-24, that the application be, and the same hereby is, granted and become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-8427; Filed, Sept. 20, 1948;
8:45 a. m.]

[File No. 70-1946]

STANDARD GAS AND ELECTRIC CO.

NOTICE OF FILING

At a regular session of the securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 15th day of September A. D. 1948.

Notice is hereby given that a declaration has been filed pursuant to the Public Utility Holding Company Act of 1935 ("act"), and the general rules and regulations promulgated thereunder, by Standard Gas and Electric Company ("Standard Gas"), a registered holding company. The declarant has designated sections 11 (b) and 12 (d) of the act and Rule U-44 thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than September 23, 1948, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said declaration proposed to be controverted or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after September 23, 1948, such declaration, as filed or as amended, may become effective as provided in Rule U-23 of the rules and regulations promulgated under the act or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said declaration which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized below:

Standard Gas, which presently owns 750,000 shares (or 84.26%) of the outstanding Common Stock, \$20 par value, of Oklahoma Gas and Electric Company ("Oklahoma") proposes to sell to underwriters 400,000 shares of its holdings of Common Stock of Oklahoma and to apply the net proceeds toward the payment of interest and principal on its outstanding notes payable to banks, due April 10, 1949, and aggregating \$20,694,384.95 as of June 30, 1948.

With the stated purpose of facilitating the proposed sale, Standard Gas proposes to stabilize the market price of Oklahoma Common Stock by purchases of such stock, if at that time deemed necessary or desirable, during the period between the effective date of this declaration and the time of the execution of its agreement with underwriters. It is proposed that the underwriters shall purchase any shares which Standard Gas may have publicly purchased pursuant to such program to stabilize, at the same price to be paid by the underwriters for the 400,000 shares of Oklahoma Common Stock.

Standard Gas requests that the Commission make the appropriate findings and tax recitals required by sections 371 (b), 371 (f), and 1808 (f) of the Internal Revenue Code.

Standard Gas also requests that the proposed sale be exempted from the competitive bidding provisions of Rule U-50 under the act.

Standard Gas further requests that the declaration be permitted to become effective as soon as practicable, following which, it will report by amendment the negotiations undertaken and the terms of the contract proposed to be entered into with the underwriters, and request the entry of a final order by the Commission authorizing the proposed sale.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-8430; Filed, Sept. 20, 1948;
8:45 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9183, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 11643]

EMMY DIERICHS

In re: Estate of Emmy Dierichs, deceased. File D-28-11945; E. T. sec. 16120.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Otto Eduard Dierichs, Cesar Eduard Dierichs and Eifrieda Schaefer, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the sum of \$277.65 was paid to the Attorney General of the United States by Ronald James Fairfield, Administrator of the Estate of Emmy Dierichs, deceased;

3. That the said sum of \$277.65 was accepted by the Attorney General of the United States on April 29, 1948, pursuant to the Trading With the Enemy Act, as amended;

4. That the said sum of \$277.65 is presently in the possession of the Attorney General of the United States and was property within the United States owned

or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property by acceptance as aforesaid.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 19, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director
Office of Alien Property.

[F. R. Doc. 48-8443; Filed, Sept. 20, 1948;
8:43 a. m.]

[Vesting Order 11656]

EDWARD SCHLACHTER

In re: Estate of Edward Schlachter; deceased. File D-28-10093; E. T. sec. 14356.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Berthold Schlachter, Emil Otto Bitoch, and Erna (Bitoch) Oppen, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the grandchildren, names unknown, of Joseph Schlachter, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That the sum of \$9,183.98 was paid to the Attorney General of the United States by The Old Second National Bank, Aurora, Illinois, Executor of the estate of Edward Schlachter, deceased;

4. That the said sum of \$9,183.98 was accepted by the Attorney General of the United States on July 3, 1947, pursuant to the Trading With the Enemy Act, as amended;

5. That the said sum of \$9,183.98 is presently in the possession of the Attorney General of the United States and

was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

6. That to the extent that the persons named in subparagraph 1 hereof and the grandchildren, names unknown, of Joseph Schlachter, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property by acceptance as aforesaid.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 19, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director
Office of Alien Property.

[F. R. Doc. 48-8444; Filed, Sept. 20, 1948;
8:48 a. m.]

[Vesting Order 11710]

JOSEPH HAIMERL AND PAUL A. F.
WARNHOLTZ

In re: Trust agreement dated September 13, 1938 between Joseph Haimerl, settlor and Paul A. F. Warnholtz, trustee, and known as Trust No. 4099-1525. Files D-28-2030-G-1-2-3 and D-28-2080)

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Peter Lebegern, Georg (George) Lebegern, Joseph Haimerl, also known as Joseph Lebegern, Delaphania Haimerl, also known as Delaphania Lebegern, Anna Haimerl Steiner, Ottilla Haimerl Stoeber, Therese Haimerl Fins-terer, Josef Haimerl, and Siegfried Haimerl, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany),

2. That the children, names unknown, of Maria Kirschner, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany),

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subpara-

graphs 1 and 2 hereof, and each of them, in and to, and arising out of or under that certain trust agreement dated September 13, 1938 by and between Joseph Haimerl, settlor and Paul A. F. Warnholtz, trustee, and known as Trust No. 4099-1525, presently being administered by Paul A. F. Warnholtz, trustee, 111 W Washington Street, Chicago, Illinois,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof and the children, names unknown, of Maria Kirschner are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 27, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director
Office of Alien Property.

[F. R. Doc. 48-8445; Filed, Sept. 20, 1948;
8:48 a. m.]

[Vesting Order 11725]

JOHN GEORGE WINDISCH

In re: Estate of John George Windisch, deceased. File 017-24290.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Lena Bechen and Babetta Messingschlager, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of John George Windisch, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the estate of John George Windisch, deceased, is property payable

or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany)

4. That such property is in the process of administration by Richard T. Carroll, Ancillary Administrator, acting under the judicial supervision of the Probate Court of Hamilton County, Ohio,

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof and the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of John George Windisch, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 27, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-8446; Filed, Sept. 20, 1948; 8:48 a. m.]

[Vesting Order 11770]

JOSEPH HITSCHMANN

In re: Estate of Joseph Hirschmann, deceased. File No. D-17-172; E. T. sec. 2155.

Under the authority of the Trading With the Enemy Act as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Adolf Langer and Aurelia Hirschmann, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Joseph Hirschmann, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

3. That such property is in the process of administration by the County Treasurer of Barton County, Kansas, acting under the judicial supervision of the Probate Court of Barton County, Kansas; and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country,

the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on August 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-8447; Filed, Sept. 20, 1948; 8:48 a. m.]

[Vesting Order 11967]

JOHN BAUER

In re: Estate of John Bauer, deceased. File No. D-28-10650; E. T. sec. 15003.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Barbara Zobel, Johann Jakob, Theresia Jakob, Mathilda Jakob, Wilhelm Jakob, Anna Jakob, Joseph Bell, Marie Bauer, Stephen Bell, Konrad Bell and Josephine Bayer, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of John Bauer, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

3. That such property is in the process of administration by L. W. Hout, as executor, acting under the judicial supervision of the Probate Court of Johnson County, Warrensburg, Missouri;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-8448; Filed, Sept. 20, 1948; 8:48 a. m.]

[Vesting Order 11979]

IRMGARD J. LOSKANT

In re: Rights of Irmgard J. Loskant under insurance contract. File No. F-28-507-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Irmgard J. Loskant, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Group Life 145-GC, 8111-G—Serial 1490 Life Insurance & Monthly Retirement Annuity, issued by the Metropolitan Life Insurance Company, New York, New York, to Franz A. Rodewig, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-8449; Filed, Sept. 20, 1948; 8:48 a. m.]

[Vesting Order 11980]

ANNA C. LOTTERHOFFER

In re: Estate of Anna C. Lotterhofer, deceased. File No. D-28-12391, E. T. sec. 16614.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Joseph Windhager, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof, in and to the estate of Anna C. Lotterhofer, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany)

3. That such property is in the process of administration by Albert S. Herskowitz, as Administrator, acting under the judicial supervision of the Orphans' Court, County of Philadelphia, Pennsylvania;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-8450; Filed, Sept. 20, 1948; 8:48 a. m.]

[Vesting Order 11982]

KIYO NAKAMURA

In re: Rights of Kiyo Nakamura under insurance contract. File No. F-39-4858-H-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Kiyo Nakamura, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan),

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. M5354168, issued by The Prudential Insurance Company of America, Newark, New Jersey, to Mataemon Nakamura, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-8451; Filed, Sept. 20, 1948; 8:48 a. m.]

[Vesting Order 11983]

FRITZ (SIEGFRIED) NEULAND

In re: Rights of Fritz (Siegfried) Neuland under insurance contract. File No. D-28-10990-H-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Fritz (Siegfried) Neuland, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 8849249, issued by The Equitable Life Assurance Society of the United States, New York, New York, to Sigmund Lehman, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence

of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-8452; Filed, Sept. 20, 1948; 8:48 a. m.]

[Vesting Order 11993]

LINA SITZBERGER

In re: Rights of Lina Sitzberger under insurance contract. File No. D-28-12334-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Lina Sitzberger, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 60350, issued by the Workmen's Benefit Fund, Brooklyn, New York, to Stephan Kern, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been

made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director
Office of Alien Property.

[F. R. Doc. 48-8454; Filed, Sept. 20, 1948,
8:49 a. m.]

[Vesting Order 11986]

HERMAN SCHMIDT

In re: Estate of Herman Schmidt, deceased. File D-17-374, E. T. sec. 8164.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Karolina Muck nee Siegel, Leopold Gottwald and Robert Gottwald, whose last known address is Germany are residents of Germany and nationals of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of Herman Schmidt, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

3. That such property is in the process of administration by George B. Johnson, as Administrator, acting under the judicial supervision of the Probate Court for the County of Huron (Bad Axe) Michigan;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director
Office of Alien Property.

[F. R. Doc. 48-8453; Filed, Sept. 20, 1948;
8:48 a. m.]

[Vesting Order 11998]

CARL HARTL

In re: Stock owned by Carl Hartl. F-28-13668-D-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Carl Hartl, whose last known address is Ziegetsdorf 54, Regensburg 2 Land, Bayern, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows:

a. Five (5) shares of \$25.00 par value Convertible Class A Preferred Optional Dividend Series—\$3.00 Cumulative Stock of American Cities Power and Light Corporation, 60 Broadway, New York 4, New York, a corporation organized under the laws of the State of Virginia, evidenced by certificate number 5336 for 5 shares, registered in the name of Carl Hartl, together with all declared and unpaid dividends thereon, and

b. Six (6) shares of \$1.00 par value Class B Common Stock of American Cities Power and Light Corporation, 60 Broadway, New York 4, New York, a corporation organized under the laws of the State of Virginia, evidenced by certificates numbered TNYBO 5588 for 5 shares and NB/O-94470 for 1 share, registered in the name of Carl Hartl, together with all declared and unpaid dividends thereon,

is payable within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director
Office of Alien Property.

[F. R. Doc. 48-8411; Filed, Sept. 17, 1948;
8:49 a. m.]

[Vesting Order 11991]

SHOTARO TODA

In re: Rights of Shotaro Toda under insurance contract. File No. F-39-959-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Shotaro Toda, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan),

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 9,289,475, issued by the New York Life Insurance Company, New York, New York, to Shotaro Toda, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director
Office of Alien Property.

[F. R. Doc. 48-8457; Filed, Sept. 20, 1948;
8:49 a. m.]

[Vesting Order 11999]

OTTO HUNING AND IDA NIEMEYER

In re: Bonds owned by Otto Huning and Ida Niemeyer.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Otto Huning and Ida Niemeyer whose last known address is Melle, Province Hanover, Germany are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: Five United States Savings Bonds, Series D, of \$1,000 face value each, bearing the numbers M1161721-M1161725, registered in the name of Otto Huning, Melle, Province Hanover, Germany, presently in the custody of The First National Bank in Albuquerque, Albuquerque, New Mexico, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Otto Huning, the aforesaid national of a designated enemy country (Germany), and

3. That the property described as follows: Five United States Savings Bonds, Series D, of \$1,000 face value each, bearing the numbers M1161726-M1161729 and M1722594, registered in the name of Mrs. Ida Niemeyer, Melle, Province Hanover, Germany, presently in the custody of The First National Bank in Albuquerque, Albuquerque, New Mexico, together with any and all rights thereunder and thereto.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Ida Niemeyer, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-8459; Filed, Sept. 20, 1948;
8:49 a. m.]

[Vesting Order 12003]

FRANK ZIEGLER ET AL.

In re: Bank accounts and stock owned by the personal representatives, heirs, next of kin, legatees and distributees of Frank Ziegler, deceased. F-28-22787-A-1; F-28-22787-E-1, F-28-22787-E-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Frank Ziegler, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation of the Central Savings Bank in the City of New York, 2100 Broadway, New York, New York, arising out of a Savings Account, Account No. 68641, entitled Frank Ziegler, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation,

b. That certain debt or other obligation of the Manufacturers Trust Company, 55 Broad Street, New York, New York, arising out of a Special Interest Account, Account No. 23838, entitled Frank Ziegler, maintained at the branch office of the aforesaid bank located at 1819 Broadway, New York City, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation,

c. Nine (9) shares of \$5.00 par value common capital stock of the Atlas Corporation, 33 Pine Street, New York, New York, a corporation organized under the laws of the State of Delaware, evidenced by a certificate numbered C080469, registered in the name of Wiley & Co. and presently in the custody of the Manufacturers Trust Company, 55 Broad Street, New York 15, New York, in Account No. 877070, entitled Frank Ziegler, together with all declared and unpaid dividends thereon,

d. Twenty (20) shares of \$5.00 par value common capital stock of Bing & Bing, Inc., 119 West 40th Street, New York, New York, evidenced by a certificate numbered 0794, registered in the name of Wiley & Co. and presently in the custody of the Manufacturers Trust Company, 55 Broad Street, New York 15, New York, in Account No. 877070, entitled Frank Ziegler, together with all declared and unpaid dividends thereon,

e. Forty (40) shares of \$1.00 par value common capital stock of Journal of Commerce Corp., 63 Park Row, New York, New York, evidenced by a certificate numbered C071, registered in the name of Wiley & Co. and presently in the cus-

tody of the Manufacturers Trust Company, 55 Broad Street, New York 15, New York, in Account No. 877070, entitled Frank Ziegler, together with all declared and unpaid dividends thereon,

f. One hundred (100) shares of \$20.00 par value common capital stock of the Manufacturers Trust Company, 45 Beaver Street, New York 15, New York, evidenced by a certificate numbered C5131, registered in the name of Wiley & Co., and presently in the custody of the Manufacturers Trust Company, 55 Broad Street, New York 15, New York, in Account No. 877070, entitled Frank Ziegler, together with all declared and unpaid dividends thereon,

g. Ten (10) shares of no par value \$6.50 cumulative convertible preferred stock of the Minneapolis-Moline Power Implement Co., 2854 Minnehaha Ave., Minneapolis, Minnesota, a corporation organized under the laws of the State of Delaware, evidenced by a certificate numbered NF08339, registered in the name of Wiley & Co., and presently in the custody of the Manufacturers Trust Company, 55 Broad Street, New York 15, New York, in Account No. 877070, entitled Frank Ziegler, together with all declared and unpaid dividends thereon, and

h. Sixteen (16) shares of \$1.00 par value common capital stock of Stern Brothers, 41 West 42nd Street, New York, New York, evidenced by a certificate numbered C01165, registered in the name of Wiley & Co., and presently in the custody of the Manufacturers Trust Company, 55 Broad Street New York 15, New York, in Account No. 877070, entitled Frank Ziegler, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the personal representatives, heirs, next of kin, legatees and distributees of Frank Ziegler, deceased, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the personal representatives, heirs, next of kin, legatees and distributees of Frank Ziegler, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director
Office of Alien Property.

[F. R. Doc. 48-8412; Filed, Sept. 17, 1948;
8:49 a. m.]

[Vesting Order 12010]

MAGDA PETERSON

In re: Stock owned by Magda Peterson. F-28-25638-D-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Magda Peterson, whose last known address is c/o Frau O. Capelle, 15 Mittelwegm, Hamburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: Ten (10) shares of no par value \$6.50 preferred stock of Federal Water Service Corporation, a corporation organized under the laws of the State of Delaware, evidenced by a certificate, numbered 04147, registered in the name of Mrs. Magda Peterson, together with all declared and unpaid dividends thereon, and all rights of exchange under provisions of a recapitalization and merger dated October 21, 1941;

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director
Office of Alien Property.

[F. R. Doc. 48-8413; Filed, Sept. 17, 1948;
8:49 a. m.]

[Vesting Order 12016]

Vroni Werner and Wilhelm Werner

In re: Claim owned by Vroni Werner and Wilhelm Werner. F-28-29092-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Vroni Werner and Wilhelm Werner, whose last known address is Adalbert Str. 20, 16 Eulda-Hessen, Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation of Liquidating Trustees of the First National Bank of McKees Rocks, Pennsylvania, 327 Chartiers Avenue, McKees Rocks, Pennsylvania, evidenced by a Participation Certificate bearing number 5526, issued by the Liquidating Trustees of said Bank, and registered in the names of Vroni or Wilhelm Werner, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation and any and all accruals thereto, together with any and all rights in, to and under the aforesaid certificate, including particularly the right to receive any future payments thereunder,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany),

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 7, 1948.

For the Attorney General.

[SEAL] MALCOLM S. MASON,
Acting Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-8414; Filed, Sept. 17, 1948;
8:49 a. m.]

[Vesting Order 12021]

WILLIAM BRUNO KOHLER

In re: Voting trust certificate and bond owned by William Bruno Kohler. F-28-23177-D-1, F-28-23177-D-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That William Bruno Kohler, whose last known address is Palmstr. 16, Chemnitz, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows:

a. All rights in and under one (1) voting trust certificate for 25 shares of \$1.00 par value Common Capital Stock of the Arden Farms Corporation, 1900 West Slauson Avenue, Los Angeles 44, California, a corporation organized under the laws of Delaware, said voting trust certificate bearing the number TVO-3394, registered in the name of William Bruno Kohler,

b. Those certain debts or other obligations, matured or unmatured, evidenced by one (1) Oregon Paramount Corporation, 4% Cumulative First Mortgage Leasehold Bond, dated September 27, 1937 of \$250.00 face value, bearing the number A601 registered in the name of William Bruno Kohler, and all rights to demand, enforce and collect the same, together with any and all rights in, to and under said bond,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 8, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-8415; Filed, Sept. 17, 1948;
8:49 a. m.]